

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

FORTY-SIXTH DAY'S PROCEEDINGS

**Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Friday, June 16, 2006

The Senate was called to order at 9:00 o'clock A.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

ABSENT

Total - 0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

The prayer was offered by Reid LeJeune, Senate Page, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

Senator Theunissen asked for and obtained a suspension of the rules for the purpose of invoking 10 minute cloture.

Messages from the House

The following Messages from the House were received and read as follows:

**Message from the House
PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 15, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 194—

BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 615(E), and to enact Children's Code Article 615(F), relative to the Department of Social Services; to provide for the confidentiality and disposition of reports; to provide for the admission of reports in court proceedings; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 262—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:1902(introductory paragraph), (14), (17), 1938(J)(4), 1941, 1943, 1944, 1961, 1963, and 1964, and to enact R.S. 11:1927(E) and 1935(E), and to repeal R.S. 11:231(A)(8), relative to the Parochial Employees' Retirement System; to provide for eligibility for retirement and calculation of benefits for persons whose system membership begins on or after January 1, 2007; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 318—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 332—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:1763(F)(2)(introductory paragraph), relative to the Municipal Employees' Retirement System; to provide with respect to interest earnings on Deferred Retirement Option Plan accounts; to provide for daily crediting to individual accounts; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS,
DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAU, N.
GAUTREAU, JONES, KOSTELKA, LENTINI, MALONE, MICHOT,
MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH,
THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

June 16, 2006

Reported with amendments.

SENATE BILL NO. 691—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 24:513(F), (G),(H), (I), (J), (K), (L), and (M) and to enact R.S. 24:513(N), relative to audit of certain entities; to provide for an audit of private water supply systems receiving public funds; to provide for the authority of the legislative auditor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 679—
BY SENATORS MCPHERSON AND NEVERS

AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 42—
BY SENATOR B. GAUTREAU

AN ACT

To enact R.S. 11:1195.1, relative to the Louisiana School Employees' Retirement System; to provide with respect to methods of financing; to provide for employer contributions; to require continuation of payments to the unfunded accrued liability by contributing employers who terminate employees under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 316—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1732 (introductory paragraph) and (15), and 1763(J)(1) and (2), and to repeal R.S. 11:231(A)(7), relative to the Municipal Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 183—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 184—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 81—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 13:3662(H)(1), relative to conducting telephone hearings; to provide that law enforcement officers may appear in hearings by telephone, video conference, or similar communication equipment if agreed upon by the parties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 139—
BY SENATOR FONTENOT

A RESOLUTION

To commend Lieutenant Colonel Mark Oxley, on thirty-one years of service to the Louisiana State Police and congratulates him on his much deserved retirement.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 140—
BY SENATOR SHEPHERD

A RESOLUTION

To commend Concepcion "Connie" Tegre for being an outstanding leader and member of St. Gabriel the Archangel Church and the community.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 141—
BY SENATORS MALONE, BARHAM, BOASSO, DUPRE, N. GAUTREAU, MCPHERSON, MICHOT AND ROMERO

A RESOLUTION

To memorialize the Congress of the United States to authorize appropriations for the cooperative enforcement initiative in the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 (Act) for five years at increasing levels of funding each year.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 140—
BY SENATOR SHEPHERD

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to provide federal financial assistance to assist local governments in Louisiana in the repair and restoration of essential public utility services and related infrastructure damaged or destroyed by hurricanes Katrina and Rita.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 141—
BY SENATOR SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development execute cooperative endeavor agreements with entities that received monies or guarantees under the Louisiana Bridge Loan Program and that such cooperative endeavor agreements provide that the monies received or guaranteed be converted to grants.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 142—
 BY SENATOR CAIN AND REPRESENTATIVE SALTER
 A CONCURRENT RESOLUTION

To commend Robin Briscoe of Anacoco High School upon her selection as a representative of north Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

The resolution was read by title. Senator Cain moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Amedee	Fields	Mount
Barham	Gautreaux N	Murray
Boasso	Hollis	Nevers
Broome	Jackson	Quinn
Cain	Jones	Romero
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Dupre	Marionneaux	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Fontenot	Schedler
Bajoie	Gautreaux B	Shepherd
Chaisson	Heitmeier	Uilo
Cravins	Malone	
Duplessis	McPherson	
Total - 13		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 143—
 BY SENATORS MALONE, BOASSO, DUPRE, N. GAUTREAUX,
 ROMERO, MICHOT AND BARHAM
 A CONCURRENT RESOLUTION

To urge and request the division of administration, office of facility and control, the Department of Wildlife and Fisheries, division of law enforcement, and Louisiana State University, office of community design and development, to conduct a feasibility study regarding construction of a new law enforcement training facility for the Department of Wildlife and Fisheries.

The resolution was read by title; lies over under the rules.

Senator Mount in the Chair

**Senate Concurrent Resolutions
 on Second Reading**

The following Senate Concurrent Resolutions were read and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 137—
 BY SENATOR HINES
 A CONCURRENT RESOLUTION

To amend and readopt Paragraphs F and I of Joint Rule No. 5 of Joint Rules of Order of the Senate and the House of Representatives, relative to duplicate bills to limit the application of the duplicate bill rule to identical local bills.

The resolution was read by title. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Amedee	Fields	Mount
Barham	Gautreaux N	Murray
Boasso	Hollis	Nevers
Broome	Jackson	Quinn
Cain	Jones	Romero
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Dupre	Marionneaux	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Fontenot	Schedler
Bajoie	Gautreaux B	Shepherd
Chaisson	Heitmeier	Uilo
Cravins	Malone	
Duplessis	McPherson	
Total - 13		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Mr. President in the Chair

SENATE CONCURRENT RESOLUTION NO. 138—
 BY SENATORS DUPLESSIS AND MURRAY
 A CONCURRENT RESOLUTION

To strongly urge and request the Department of Environmental Quality to immediately test, with scientists identified by the community, the actual contents and leachate of the Chef Menteur landfill itself.

On motion of Senator Bajoie, the resolution was read by title and returned to the Calendar, subject to call.

SENATE CONCURRENT RESOLUTION NO. 139—
 BY SENATOR DUPLESSIS
 A CONCURRENT RESOLUTION

To create the Louisiana Tax Competitiveness Task Force for the purpose of assembling all relevant tax reports and studies, and make a set of concrete recommendations for policy changes in Louisiana prior to the 2007 Regular Legislative Session.

On motion of Senator Bajoie, the resolution was read by title and returned to the Calendar, subject to call.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
 HOUSE CONCURRENT RESOLUTIONS**

June 15, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

June 16, 2006

HOUSE CONCURRENT RESOLUTION NO. 310—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To commend Robbie Dean of Airline High School upon his selection as a representative of north Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVES BURNS AND SCALISE
A CONCURRENT RESOLUTION

To urge and request insurance companies to waive any and all one-year prescriptive periods and allow suits resulting from gubernatorially declared disasters to be brought within twenty-four months of the declaration.

HOUSE CONCURRENT RESOLUTION NO. 312—

BY REPRESENTATIVES GLOVER, SALTER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS JACKSON, HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Gina Denise Glover, to extend appreciation for her accomplishments and contributions, and to recognize that her legacy shall live forever in the minds and hearts of all who knew and loved her.

HOUSE CONCURRENT RESOLUTION NO. 313—
BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to declare a hurricane preparedness sales tax holiday.

HOUSE CONCURRENT RESOLUTION NO. 314—
BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the local governing authorities of the state of Louisiana to enact a hurricane preparedness sales tax holiday.

HOUSE CONCURRENT RESOLUTION NO. 315—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider certain traffic management alternatives to alleviate traffic congestion in the Baton Rouge Metropolitan Area.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 310—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To commend Robbie Dean of Airline High School upon his selection as a representative of north Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, Name. Lists YEAS: Mr. President, Amedee, Barham, Boasso, Broome, Cain, Cheek, Dardenne, Dupre, Total - 26.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Position, Name. Lists ABSENT: Adley, Bajoie, Chaisson, Cravins, Duplessis, Total - 13.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVES BURNS AND SCALISE
A CONCURRENT RESOLUTION

To urge and request insurance companies to waive any and all one-year prescriptive periods and allow suits resulting from gubernatorially declared disasters to be brought within twenty-four months of the declaration.

The resolution was read by title. Senator Quinn moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, Name. Lists YEAS: Mr. President, Amedee, Barham, Boasso, Broome, Cain, Cheek, Dardenne, Dupre, Ellington, Total - 28.

NAYS

Total - 0

ABSENT

Adley	Duplessis	McPherson
Bajoie	Fontenot	Schedler
Chaisson	Gautreaux B	Ullo
Cravins	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 312—

BY REPRESENTATIVES GLOVER, SALTER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS JACKSON, HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLLIS, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Gina Denise Glover, to extend appreciation for her accomplishments and contributions, and to recognize that her legacy shall live forever in the minds and hearts of all who knew and loved her.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mount
Amedee	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Dupre	Marionneaux	
Ellington	Michot	
Total - 28		

NAYS

Total - 0

ABSENT

Adley	Duplessis	McPherson
Bajoie	Fontenot	Schedler
Chaisson	Gautreaux B	Ullo
Cravins	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 313—

BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to declare a hurricane preparedness sales tax holiday.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 314—

BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the local governing authorities of the state of Louisiana to enact a hurricane preparedness sales tax holiday.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 315—

BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider certain traffic management alternatives to alleviate traffic congestion in the Baton Rouge Metropolitan Area.

The resolution was read by title; lies over under the rules.

Rules Suspended

Senator Dupre asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 193 from the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE PITRE AND SENATOR DUPRE
A CONCURRENT RESOLUTION

To approve the Fiscal Year 2006-2007 Coastal Wetlands Protection and Restoration Plan as adopted by the Coastal Protection and Restoration Authority (authority).

The resolution was read by title. Senator Dupre moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	
Dupre	Marionneaux	
Total - 31		

NAYS

Total - 0

ABSENT

Bajoie	Fontenot	Schedler
Cravins	Gautreaux B	Ullo
Duplessis	McPherson	
Total - 8		

The Chair declared the Senate had concurred in the House Concurrent Resolution, and ordered it returned to the House.

June 16, 2006

Rules Suspended

Senator Jackson asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 232 from the Committee on Finance.

HOUSE CONCURRENT RESOLUTION NO. 232— BY REPRESENTATIVES M. POWELL, BURNS, FARRAR, FAUCHEUX, AND WHITE AND SENATORS CHEEK AND JACKSON A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to facilitate, coordinate, and assist the prompt and timely payment of ambulance services rendered during the aftermath of Hurricanes Katrina and Rita and further to request that the office develop policies to coordinate the expeditious allocation and payment of emergency ambulatory services for future declared disasters.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Malone; Adley, Fields, Marionneaux; Amedee, Fontenot, Michot; Barham, Gautreaux B, Mount; Boasso, Gautreaux N, Murray; Broome, Heitmeier, Nevers; Cain, Hollis, Quinn; Chaisson, Jackson, Romero; Cheek, Jones, Shepherd; Dardenne, Kostelka, Smith; Dupre, Lentini, Theunissen; Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Bajoie, Duplessis, Schedler; Cravins, McPherson, Ullo; Total - 6

The Chair declared the Senate had concurred in the House Concurrent Resolution, and ordered it returned to the House.

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of taking up at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 1178— BY REPRESENTATIVES TOOMY, ANSARDI, ARNOLD, BRUCE, BRUNEAU, BURRELL, R. CARTER, CAZAYOUX, CROWE, DAMICO, DARTEZ, DOERGE, DURAND, FARRAR, FAUCHEUX, FRITH, GALLOT, HARRIS, HEBERT, HILL, JOHNS, LAFLEUR, LAMBERT, MARTINY, ODINET, PINAC, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WALKER, WALSWORTH, AND WHITE AND SENATORS AMEDEE, CHAISSON, DARDENNE, FONTENOT, B. GAUTREUX, HEITMEIER, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, AND ULLO

AN ACT

To amend and reenact R.S. 16:11(A)(1), relative to the annual salary of assistant district attorneys paid by the state; to provide for an increase in salary; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fontenot, Michot; Adley, Gautreaux B, Mount; Amedee, Gautreaux N, Murray; Barham, Heitmeier, Nevers; Boasso, Hollis, Quinn; Cain, Jackson, Romero; Chaisson, Jones, Schedler; Cheek, Kostelka, Shepherd; Dardenne, Lentini, Smith; Dupre, Malone, Theunissen; Ellington, Marionneaux; Fields, McPherson; Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Bajoie, Cravins, Ullo; Broome, Duplessis; Total - 5

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1199— BY REPRESENTATIVE CROWE AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph) and (D) and to enact R.S. 15:542(B)(7), relative to registration of sex offenders; to provide for registration of sex offenders ten days prior to release from confinement from a state correctional facility; to provide for the offender's photograph to be placed on the office of state police's website; to provide for the initial payment of the registration fee upon release from confinement; and to provide for related matters.

The bill was read by title. Senator Quinn moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Marionneaux; Adley, Fields, McPherson; Amedee, Fontenot, Michot; Bajoie, Gautreaux B, Mount; Barham, Gautreaux N, Murray; Boasso, Heitmeier, Nevers; Broome, Hollis, Quinn; Cain, Jackson, Romero; Chaisson, Jones, Schedler; Cheek, Kostelka, Shepherd; Dardenne, Lentini, Smith; Dupre, Malone, Theunissen; Total - 36

NAYS

Total - 0

ABSENT

Cravins Duplessis Ullo
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Quinn moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1256—
BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 29:726(E)(20) and to enact R.S. 29:726(E)(21), relative to the duties of the Governor's Office of Homeland Security and Emergency Preparedness; to require the office to study the pre-bidding of certain disaster response contracts; and to provide for related matters.

The bill was read by title. Senator Hollis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Michot
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Cain	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Shepherd
Dardenne	Lentini	Smith
Dupre	Malone	Theunissen
Ellington	Marionneaux	

Total - 35

NAYS

Total - 0

ABSENT

Broome Duplessis
Cravins Ullo
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Hollis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1334—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 17:415.1(C), relative to textbook adoption; to provide for duration of time, locations, and procedures relative to inspection and review of textbooks prior to state adoption; to provide for rules and regulations; and to provide for related matters.

The bill was read by title. Senator Kostelka moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Shepherd
Dardenne	Lentini	Smith
Dupre	Malone	Theunissen

Total - 36

NAYS

Total - 0

ABSENT

Cravins Duplessis Ullo
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Fields in the Chair

Rules Suspended

Senator Boasso asked for and obtained a suspension of the rules for the purpose of taking up at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Fontenot asked that House Bill No. 474 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 474—
BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 33:423.17, relative to the town of Livingston; to authorize the chief of police of that town to take certain personnel actions; and to provide for related matters.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 474 by Representative Erdey

AMENDMENT NO. 1

On page 1, at the end of line 13, change the period "." to a comma "," and insert:

"for a maximum of five days per each incident. The chief of police shall obtain the approval of the mayor and the board of aldermen for any suspension without pay for longer than five days. In addition, the chief of police shall obtain the approval of the mayor and the board of aldermen prior to terminating any police officer."

On motion of Senator Fontenot, the amendments were adopted.

June 16, 2006

The bill was read by title. Senator Fontenot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Ellington, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Total. Lists names like Cravins, Duplessis, Ullo.

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Lentini asked that House Bill No. 850 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 850— BY REPRESENTATIVES BEARD AND SCHNEIDER AN ACT

To enact R.S. 18:1505.2(S), relative to campaign contributions from persons who have entered into certain transactions; to prohibit such persons from making contributions to certain elected officials; to prohibit elected officials from accepting campaign contributions from such persons; to provide relative to penalties; to provide relative to definitions; to provide relative to dates of application; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Ellington, Marionneaux, etc.

NAYS

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Total. Lists names like Cravins, Duplessis, Ullo.

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Lentini asked that House Bill No. 1223 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1223— BY REPRESENTATIVE GALLOT AN ACT

To amend and reenact R.S. 35:71(A)(1) and (E) and to enact R.S. 35:191(A)(3), relative to notaries public; to provide relative to the suspension of a notarial commission and the removal of certain penalties; to provide for the definitions of "valid notarial commission" and "validly appointed notary public"; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 1223 by Representative Gallot

AMENDMENT NO. 1 On page 2, delete line 13 and insert "(3)(a) A valid notarial commission shall"

AMENDMENT NO. 2 On page 2, at the beginning of line 14, change "mean a notarial commission" to "be one"

AMENDMENT NO. 3 On page 2, delete line 18, and insert "(b) A validly appointed notary public is"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Lentini moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Ellington, McPherson, etc.

NAYS

Total - 0

ABSENT

Cravins	Duplessis	Marionneaux
Dardenne	Gautreaux N	Romero
Total - 6		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Boasso asked that House Bill No. 1173 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1173—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 48:279(A), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1173 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 48:279(A)" insert "and 443(A)"

AMENDMENT NO. 2

On page 1, line 4, after "highways;" insert "to provide relative to the number of persons making real estate estimates for the department when expropriating property under certain circumstances for highway purposes; to provide relative to the persons authorized to make such estimates;"

AMENDMENT NO. 3

On page 1, line 6, change "is" to "and 443(A) are"

AMENDMENT NO. 4

On page 2, between lines 1 and 2, insert as follows:

"§443. Appointment of estimators; restrictions in selection

A. The real estate administrator shall select ~~two~~ one or more persons to make the estimate, ~~but two of them must be right-of-way appraisers or agents who are~~ of just compensation except when the estimate is expected to exceed the amount of thirty thousand dollars in which case he shall select two or more persons. However, when the department cannot amicably acquire clear title to property solely for reasons unrelated to the amount of just compensation to be paid such as unopened successions, absentee defendants, or partial interests, one person shall be selected to make the estimate regardless of the amount. The estimate shall be performed by either a real estate appraiser or real estate specialist in the regular employ of the department or a designated appraiser or a candidate for designation by a national appraisal organization or a licensed Louisiana appraiser certified pursuant to the Louisiana Real Estate Appraisers Law, who are ~~The person performing the estimate shall be familiar with land values in the vicinity of the property to be taken and shall conduct the appraisal in accordance with real estate appraisal guidelines.~~

On motion of Senator Ellington, the amendments were adopted.

The bill was read by title. Senator Boasso moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	Duplessis
Total - 2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Boasso moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Murray asked that House Bill No. 1078 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1078—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 6:969.37(A)(1), (B), (C)(1), (D)(1), (E), (G), and (H), 969.38(A), (B), (C)(1) and (2), and (D), 969.39(A) and (B), 969.40(B), (C), and (D), and 969.41(A), (B), and (C), relative to the Louisiana Motor Vehicle Sales Finance Act; to provide for licensing procedures; to provide for denial, suspension, or revocation of licenses; to provide for investigations and complaints; to provide for the powers of the commission; to provide for the penalties imposed by the commission; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Dupre	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins
Duplessis
Total - 4

Gautreaux N
Marionneaux

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Cain asked that House Bill No. 1141 be called from the Calendar at this time for its final passage.

**HOUSE BILL NO. 1141—
BY REPRESENTATIVES HEBERT AND SCALISE
AN ACT**

To amend and reenact R.S. 22:1430.12(A)(1), relative to insurance rates for certain policies; to exempt certain coverages from certain requirements for rates for policies offered by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 1141 by Representative Hebert

AMENDMENT NO. 1

On page 1, delete line 2 and insert the following:
"To amend and reenact R.S. 22:1430.6(C) and (D)(1) and (6), 1430.12(A)(1) and to enact R.S. 22:1430.6(D)(7) and (8), relative to insurance; to provide for rate changes for certain policies;"

AMENDMENT NO. 2

On page 1, line 4 after "Corporation;" insert the following:
"to provide for money to be loaned between the FAIR plan and the Coastal plan; to provide for the purchase of reinsurance;"

AMENDMENT NO. 3

On page 1, delete line 7 and insert the following:
"Section 1. R.S. 22:1430.6(C) and (D)(1) and (6), 1430.12(A)(1) are hereby amended and reenacted and R.S. 22:1430.6(D)(7) and (8) are hereby enacted to read as"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert the following:
"§1430.6. Powers and duties of Louisiana Citizens Property Insurance Corporation

C. The corporation may:

~~(1)~~ Purchase reinsurance on risks insured by the corporation and the plans.

~~(2)~~ Borrow funds necessary to effect the purposes of this Subpart. In connection therewith, the corporation may agree to such terms and conditions as it deems necessary and proper and the corporation may assign to the state or any agency or authority thereof, or to any private entity, the right to the receipt of assessments levied by the corporation on behalf of one or more of the plans, to the extent necessary to provide for the payment of bonds issued by the state or such agency or authority, or such private agency, for the purpose of providing for the repayment of such borrowings.

~~(2)~~ Sue or be sued. The power to sue includes the power and right to intervene as a party before any court in this state in any matter involving the plans or the corporation's powers and duties.

~~(3)~~ Negotiate and become a party to such contracts as are

necessary to carry out the purpose of this Subpart.

D. The corporation shall:

(1) Maintain separate accounts and records for the Coastal Plan and the FAIR Plan for all policies, revenues, assets, liabilities, losses, and expenses, and each plan may loan money to the other without the necessity of interest charges.

* * *

(6) Purchase adequate reinsurance on risks insured by the corporation and the plans, in an amount approved by the board annually, and in amounts that are actuarially justified. The board shall purchase reinsurance in an adequate amount so as to minimize the likelihood of an assessment being levied pursuant to R. S. 22:1430.16.

(7) Establish qualifications for and authorize qualified agents to have binding authority pursuant to R.S. 22:1430.22."

(8) Perform such other acts as are necessary or proper to effectuate the purpose of this Subpart.

* * *

AMENDMENT NO. 5

On page 2, line 6 after "parish." insert the following:

"The exclusion of wind and hail coverages which are subject to the ten percent surcharge authorized in this Section shall terminate on January 1, 2008."

On motion of Senator Cain, the amendments were adopted.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 1141 by Representative Hebert

AMENDMENT NO. 1

On page 1, delete line 2 and insert the following:
"To amend and reenact R.S. 22:1430.12(A)(1) and to enact R.S. 22:1430.22, relative to insurance; to provide for rate changes for certain policies;"

AMENDMENT NO. 2

On page 1, line 4 after "Corporation;" insert the following:
"to provide for the authority of certain agents to bind coverage under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 7 after "reenacted" insert "and R.S. 22:1430.22 is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 7, insert the following:
"§1430.22. Agents; authority to bind coverage
A. Every agent licensed to sell property and casualty insurance may sell insurance policies which are issued by the Louisiana Citizens Property Insurance Corporation through its FAIR and Coastal plans.

B. The governing board shall formulate criteria and an application process to certify qualified licensed property and casualty insurance agents to bind insurance coverage for the FAIR and Coastal Plans. In order to be qualified for binding authority, the agent shall have adequate errors and omission insurance and complete a training course offered by the Louisiana Citizens Property Insurance Corporation. Pursuant to the Administrative Procedures Act, the governing board shall promulgate rules which set forth standards by which an agent is deemed qualified for binding authority.

C. The governing board may withdraw binding authority granted to any agent certified pursuant to Subsection B of this Section if that agent fails to follow written guidelines for underwriting as required by the corporation.

* * *

On motion of Senator Dupre, the amendments were adopted.

Floor Amendments Sent Up

Senator Boasso sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Engrossed House Bill No. 1141 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:1430.12(A)(1)" delete the comma ", " and insert "and 1464(A)(1)"

AMENDMENT NO. 2

On page 1, line 4, after "Corporation;" insert "to provide for either an explanation of an insurance premium increase or a statement asking the insured to contact his insurance company or agent for any questions;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 22:1430.12(A)(1)" delete "is" and insert "and 1464(A)(1) are"

AMENDMENT NO. 4

On page 2, after line 7, insert the following:

"§1464. Property, casualty, and liability insurance; premium increase by insurer without or with material change in circumstances of insured; notice of premium increase

A.(1) No insurer shall be entitled to an additional premium for a commercial property, casualty, or liability insurance policy which has been in effect for more than ninety days or for a noncommercial property, casualty, or liability insurance policy which has been in effect for more than sixty days when there has been no material change in the circumstances of the insured from those stated by the insured in his application for the policy. ~~The For an insurance company to be entitled to any additional premium, the insured must receive a billing notice from and either an explanation of any premium increase or a statement that asks the insured to contact either the insurance company or its agent if the insured has any questions about the billing notice or the premium increase, within the first sixty days of the effective date of the policy for the company to be entitled to the additional premium.~~ If the company or agent fails to bill the insured within the first sixty days of the effective date of the policy, the insured shall not be responsible for payment of such additional premium, shall not be penalized for nonpayment of that additional premium, and his policy shall not be cancelled for failure to pay such additional premium.

* * *

On motion of Senator Boasso, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed House Bill No. 1141 by Representative Hebert

AMENDMENT NO. 1

In the set of Senate Floor Amendments proposed by Senator Cain and adopted by the Senate on June 16, 2006, designated as SFAHB1141 ELLISC 4493, in Senate Floor Amendment No. 5, on page 2, line 15, change "2008" to "2009"

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Cain moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee	Dupre	Murray
Bajoie	Fields	Quinn
Boasso	Gautreaux B	Romero
Broome	Gautreaux N	Schedler
Cain	Heitmeier	Shepherd
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Cravins	Kostelka	Ullo
Dardenne	McPherson	
Duplessis	Michot	

Total - 28

NAYS

Adley	Fontenot	Nevers
Barham	Malone	
Ellington	Marionneaux	

Total - 7

ABSENT

Mr. President	Lentini
Jones	Mount

Total - 4

The Chair declared the amended bill was passed. The title was read and adopted. Senator Cain moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of invoking 5 minute cloture.

Appointment of Conference Committee on Senate Bill No. 453

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 453: Senators Malone, N. Gautreaux and Michot.

Appointment of Conference Committee on House Bill No. 134

The President of the Senate appointed on the Conference Committee on House Bill No. 134 the following members of the Senate: Senators Lentini, Murray and Marionneaux.

Appointment of Conference Committee on House Bill No. 240

The President of the Senate appointed on the Conference Committee on House Bill No. 240 the following members of the Senate: Senators Broome, McPherson and Kostelka.

Appointment of Conference Committee on House Bill No. 1204

The President of the Senate appointed on the Conference Committee on House Bill No. 1204 the following members of the Senate: Senators Ellington, Amedee and Boasso.

Appointment of Conference Committee on House Bill No. 1229

The President of the Senate appointed on the Conference Committee on House Bill No. 1229 the following members of the

Senate: Senators Michot, Barham and Malone.

Appointment of Conference Committee on House Bill No. 1395

The President of the Senate appointed on the Conference Committee on House Bill No. 1395 the following members of the Senate: Senators Cheek, Cravins and B. Gautreaux.

Mr. President in the Chair

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of allowing the staff to be present on the floor of the Senate.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1 be called from the Calendar at this time for its final passage.

**HOUSE BILL NO. 1—
BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT**

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Motion

Senator Heitmeier moved to adopt the preamble and lay that motion on the table.

Without objection, the preamble was adopted.

Motion

On motion of Senator Heitmeier, Schedule 01 was considered.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 20 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 3, delete line 15, and insert the following: "Golden Age Clubs on the Westbank of Jefferson Parish," and on line 17, change "centers" to "clubs"

AMENDMENT NO. 2

In Senate Committee Amendment No. 20 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 3, delete lines 19 and 20

AMENDMENT NO. 3

In Senate Committee Amendment No. 20 proposed by the Senate

Committee on Finance and adopted by the Senate on June 12, 2006, on page 3, delete lines 32 through 34, and insert the following:

"City, Estelle, Marrero/Harvey, Grand Isle, Jean Lafitte, and Westwego Senior Centers, to be divided equally among the six centers \$100,000

Provided, however, that the funds appropriated for the Bridge City, Estelle, Marrero/Harvey, Grand Isle, Jean Lafitte, and Westwego Senior Centers shall be prioritized for prescription drug acquisition and disbursement to qualified seniors."

AMENDMENT NO. 4

In Senate Committee Amendment No. 20 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 3, delete lines 35 through 37

AMENDMENT NO. 5

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 4, at the end of line 20, delete "75,000" and insert "25,000"

AMENDMENT NO. 6

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 4, line 28, delete "\$50,000" and insert "\$75,000"

AMENDMENT NO. 7

Delete Senate Committee Amendment No. 26 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 8

In Senate Committee Amendment No. 38 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 5, at the end of line 28, delete "\$50,214,792" and insert "\$50,064,792"

AMENDMENT NO. 9

In Senate Committee Amendment No. 39 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 5, at the end of line 30, delete "\$65,122,219" and insert "\$64,972,219"

AMENDMENT NO. 10

In Senate Committee Amendment No. 40 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 5, at the end of line 32, delete "\$33,318,785" and insert "\$33,168,785"

AMENDMENT NO. 11

In Senate Committee Amendment No. 41 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 5, at the end of 34, delete "\$65,122,219" and insert "\$64,972,219"

AMENDMENT NO. 12

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 6, delete lines 21 through 24

AMENDMENT NO. 13

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 6, line 34, delete "\$40,000" and insert "\$65,000"

AMENDMENT NO. 14

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 7, line 1, delete "\$200,000" and insert "\$245,000"

AMENDMENT NO. 15

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 7, between lines 14 and 15, insert the following:

"Payable out of the State General Fund (Direct) to the Northeast Louisiana Economic Development Alliance for the Major Project Site Initiative in northern Louisiana \$300,000"

AMENDMENT NO. 16

In Senate Committee Amendment No. 46 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 7, line 37, delete "\$50,000" and insert "\$75,000"

AMENDMENT NO. 17

In Senate Committee Amendment No. 47 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 8, delete lines 9 and 10

AMENDMENT NO. 18

In Senate Committee Amendment No. 49 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 8, line 27, between "the" and "Return" delete "Inner City"

AMENDMENT NO. 19

In Senate Committee Amendment No. 49 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 8, at the end of line 28, delete "\$100,000" and insert "\$90,000"

AMENDMENT NO. 20

In Senate Committee Amendment No. 50 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 9, line 28, delete "\$25,000" and insert "\$65,000"

AMENDMENT NO. 21

In Senate Committee Amendment No. 139 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 17, at the end of line 16, delete "\$765,794,574" and insert "\$763,721,886"

AMENDMENT NO. 22

In Senate Committee Amendment No. 141 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 17, at the end of line 20, delete "\$389,661,388" and insert "\$391,734,076"

AMENDMENT NO. 23

Delete Senate Committee Amendment No. 150 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 24

In Senate Committee Amendment No. 152 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 19, line 15, after "program" and before the period "." insert "subject to the approval of the commissioner of administration and Joint Legislative Committee on the Budget"

AMENDMENT NO. 25

In Senate Committee Amendment No. 154 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 21, at the end of line 2, delete "\$50,000" and insert "\$40,000"

AMENDMENT NO. 26

In Senate Committee Amendment No. 154 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 21, line 7, delete "\$100,000" and insert "\$75,000"

AMENDMENT NO. 27

In Senate Committee Amendment No. 177 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 24, delete lines 11 through 15.

AMENDMENT NO. 28

In Senate Committee Amendment No. 177 proposed by the Senate

Committee on Finance and adopted by the Senate on June 12, 2006, on page 24, delete lines 21 through 24

AMENDMENT NO. 29

In Senate Committee Amendment No. 184 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 25, line 13, delete "\$1,500,000" and insert "\$2,000,000"

AMENDMENT NO. 30

In Senate Committee Amendment No. 190 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 26, line 39, delete "Technical" and insert "Technology."

AMENDMENT NO. 31

In Senate Committee Amendment No. 197 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 27, delete lines 34 through 36.

AMENDMENT NO. 32

In Senate Committee Amendment No. 204 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 28, delete lines 17 through 19.

AMENDMENT NO. 33

In Senate Committee Amendment No. 211 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 30, between lines 6 and 7, insert the following:
"This \$1,650,000 when combined with the previous dedications of \$1,000,000 annually through the Tobacco Tax Health Care Fund and \$750,000 annually through the Southern University AgCenter Program Fund satisfies the state's obligation of providing \$3,400,000 as the minimum annual permanent support for the Southern University Agricultural Program specified in the Land Grant Settlement. After the order approving the settlement was signed, it was filed in the record of the court in the case entitled United States of America versus State of Louisiana, Civil Action No. 80-3300, Section N."

AMENDMENT NO. 34

In Senate Committee Amendment No. 232 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 31, at the end of line 22, delete "\$290,718,312" and insert "\$289,718,312"

AMENDMENT NO. 35

In Senate Committee Amendment No. 233 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 31, at the end of line 24, delete "290,718,312" and insert "\$289,718,312"

AMENDMENT NO. 36

In Senate Committee Amendment No. 234 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 31, at the end of line 26, delete "147,947,169" and insert "\$146,947,169"

AMENDMENT NO. 37

In Senate Committee Amendment No. 236 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 31, at the end of line 31, delete "\$290,718,312" and insert "\$289,718,312"

AMENDMENT NO. 38

In Senate Committee Amendment No. 238 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 32, at the end of line 9, delete "\$68,297,168" and insert "\$67,272,059"

AMENDMENT NO. 39

In Senate Committee Amendment No. 239 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 32, at the end of line 11, delete "\$120,783,595" and insert "\$119,758,486"

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AMENDMENT NO. 40

In Senate Committee Amendment No. 240 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 32, at the end of line 20, delete "\$1,000,000" and insert "\$2,000,000"

AMENDMENT NO. 41

In Senate Committee Amendment No. 262 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 34, at the end of line 39, delete "\$50,000" and insert "\$75,000"

AMENDMENT NO. 42

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 41, line 2, delete "\$100,000" and insert "\$150,000"

AMENDMENT NO. 43

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 41, delete lines 6 through 8.

AMENDMENT NO. 44

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 41, delete line 10 and insert the following:
"for Twelfth Ward Save Our Community for acquisitions, repairs and renovations \$100,000"

AMENDMENT NO. 45

In Senate Committee Amendment No 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 41, line 31, delete "\$55,000" and insert "\$40,000"

AMENDMENT NO. 46

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 42, line 29, delete "\$40,000" and insert "\$25,000"

AMENDMENT NO. 47

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 42, at the end of line 33, delete "\$90,000" and insert "\$80,000"

AMENDMENT NO. 48

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 45, line 13, delete "\$25,000" and insert "\$55,000"

AMENDMENT NO. 49

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 49, delete lines 14 and 15.

AMENDMENT NO. 50

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 49, line 36, delete "Museum" and insert "for the community center"

AMENDMENT NO. 51

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 50, line 7, delete "\$100,000" and insert "\$150,000"

AMENDMENT NO. 52

Delete Senate Committee Amendment No. 296 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 53

On page 17, at the end of line 24, delete "\$2,006,700,000" and insert "\$2,006,890,437"

AMENDMENT NO. 54

On page 17, at the end of line 25, delete "\$2,006,700,000" and insert "\$2,006,890,437"

AMENDMENT NO. 55

On page 17, at the end of line 29, delete "\$6,700,000" and insert "\$3,500,000"

AMENDMENT NO. 56

On page 17, between lines 29 and 30, insert the following:
"2004 Overcollections Fund \$3,390,437"

AMENDMENT NO. 57

On page 17, at the end of line 31, delete "\$2,006,700,000" and insert "\$2,006,890,437"

AMENDMENT NO. 58

On page 29, between lines 25 and 26, insert the following:

"Payable out of the State General Fund (Direct)
for the Northeast Louisiana War Veterans
Home Program for chapel expansion \$60,000"

AMENDMENT NO. 59

On page 38, delete lines 32 through 34

AMENDMENT NO. 60

On page 39, between lines 24 and 25, insert the following:

"Payable out of the State General Fund (Direct)
for additional operational costs and one position \$150,000"

AMENDMENT NO. 61

On page 46, after line 48, insert the following:

"Payable out of the State General Fund (Direct)
to the Soil and Water Conservation Program \$375,000"

Payable out of the State General Fund (Direct)
to the Animal Health Services Program for
operating expenses \$171,606"

AMENDMENT NO. 62

On page 51, after line 46, insert the following:

"Payable out of the State General Fund (Direct)
to Centerpoint for the Consumer Assistance
Program \$25,000"

Payable out of the State General Fund (Direct)
to the Business Development Program for the Berean
Economic and Community Development Corporation \$25,000"

Provided, however, out of the monies appropriated herein for the Economic Development Matching Grant Program, the amount of \$75,000 and one position shall be allocated for administration of the program."

AMENDMENT NO. 63

On page 52, between lines 42 and 43, insert the following:

"Payable out of the State General Fund (Direct)
for City Park of New Orleans \$1,200,000"

AMENDMENT NO. 64

On page 54, line 12, delete "\$400,000" and insert "\$500,000"

AMENDMENT NO. 65

On page 56, between lines 42 and 43, insert the following:

"Payable out of the State General Fund (Direct)
to the Arts Program for additional arts grants \$250,000"

AMENDMENT NO. 66

On page 59, delete lines 12 and 13

AMENDMENT NO. 67

On page 60, between lines 3 and 4, insert the following:

"Payable out of the State General Fund (Direct) for the Greater New Orleans Sports Foundation \$150,000"

AMENDMENT NO. 68

On page 69, between lines 28 and 29, insert the following:

"Payable out of the State General Fund (Direct) for the Sex Offender Assessment Panel and for GPS monitoring pursuant to Act No. 186 of the 2006 Regular Session of the Legislature \$200,000"

AMENDMENT NO. 69

On page 84, between lines 26 and 27, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Sex Offender Registry Technology Fund for additional support, in the event that House Bill No. 695 of the 2006 Regular Session of the Legislature is enacted into law \$185,000"

AMENDMENT NO. 70

On page 88, delete lines 47 through 50, and insert the following:

"Operational Support Program for additional retirement benefits for DPS peace officers granted pursuant to House Bill No. 816 of the 2006 Regular Session of the Legislature and for Capitol Complex operations, in the event that House Bill Nos. 816 and 1175 of the 2006 Regular Session of the Legislature are"

AMENDMENT NO. 71

On page 88, delete lines 52 through 57

AMENDMENT NO. 72

On page 89, line 8, delete "\$35,000" and insert "\$1,000,000"

AMENDMENT NO. 73

On page 89, between lines 8 and 9, insert the following:

"Provided, however, that in the event monies deposited into the Sex Offender Registry Technology Fund are insufficient to satisfy the appropriation of \$1,000,000 contained herein for distribution to the sheriff of each parish, the commissioner of administration is authorized and directed to adjust the means of finance for this agency for purposes of such distribution by reducing such appropriation to be equal to the amount available for distribution."

AMENDMENT NO. 74

On page 107, line 20, after "utilize the" delete the remainder of the line

AMENDMENT NO. 75

On page 107, between lines 23 and 24, insert the following:

"Provided that the department shall develop a plan and schedule to achieve parity for physician reimbursement dependent on a resource-based relative value scale methodology for such payments. The department shall not reduce the current amount or level of Medicare reimbursement received by physicians for respective health care services rendered to eligible Medicaid recipients in their effort to achieve parity.

EXPENDITURES:

Payments to Public Providers Program for John J. Hainkel, Jr., Home and Rehabilitation Center \$588,275

TOTAL EXPENDITURES \$588,275

MEANS OF FINANCE:

State General Fund (Direct) \$178,130
Federal Funds \$410,145

TOTAL MEANS OF FINANCING \$588,275

Payable out of the State General Fund (Direct) to the Payments to Private Providers Program for state-funded Non-Emergency Medical Transportation Services for Dialysis and Cancer Patients in Orleans Parish who do no qualify for such services under Medicaid Eligibility Guidelines \$100,000"

AMENDMENT NO. 76

On page 108, between lines 46 and 47, insert the following:

"Payable out of the State General Fund (Direct) to North Caddo Medical Center for services rendered in conjunction with Willis Knighton Medical and Surgical \$25,000"

AMENDMENT NO. 77

On page 109, between lines 41 and 42, insert the following:

"EXPENDITURES:
Patient Services Program for the restoration of services up to 102 beds \$613,275

TOTAL EXPENDITURES \$613,275

MEANS OF FINANCE:

State General Fund by:
Interagency Transfers \$588,275
Fees & Self-generated Revenues \$10,000
Federal Funds \$15,000

TOTAL MEANS OF FINANCING \$613,275"

AMENDMENT NO. 78

On page 123, between lines 28 and 29, insert the following:

"Payable out of the State General Fund (Direct) to Special Olympics Louisiana, Inc. \$114,000"

AMENDMENT NO. 79

On page 127, between lines 24 and 25, insert the following:

"ADDITIONAL FEDERAL AND OTHER FUNDING RELATED TO HURRICANE DISASTER RECOVERY

EXPENDITURES:

Office of the Secretary \$286,500
TOTAL EXPENDITURES \$286,500

MEANS OF FINANCE

State General Fund by:
Statutory Dedication:
Emergency Response Fund \$286,500
TOTAL MEANS OF FINANCING \$286,500"

AMENDMENT NO. 80

On page 135, between lines 27 and 28, insert the following:

"Provided, however, of the funds appropriated herein, the amount of \$286,409 shall be allocated for Resource Centers for Independent Living to provide direct services to consumers with significant disabilities in all 64 parishes of Louisiana."

AMENDMENT NO. 81

On page 154, between lines 4 and 5, insert the following:

"Payable out of the State General Fund (Direct) for deposit into the Enforcement Emergency

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Situation Response Account within the Conservation Fund per R.S. 56:10.B(12) to be used to absorb future emergency response activities which are not reimbursable by federal dollars \$200,000"

AMENDMENT NO. 82

On page 164, delete lines 39 through 41, and insert the following:

"Initiatives Fund to resolve accounts receivable and non-reimbursable expenses associated with the hurricanes \$5,500,000"

AMENDMENT NO. 83

On page 167, between lines 15 and 16, insert the following:

"Payable out of the State General Fund (Direct) for Louisiana State University Board of Supervisors College for the Allen Parish District Attorney Truancy Assessment \$75,000"

AMENDMENT NO. 84

On page 167, after line 55, insert the following:

"Payable out of the State General Fund by Interagency Transfers for Louisiana State University A & M College for the Allen Parish District Attorney Truancy Assessment \$75,000"

AMENDMENT NO. 85

On page 169, between lines 21 and 22, insert the following:

"Payable out of the State General Fund (Direct) to the University of New Orleans for the tourism and hospitality initiative \$60,000"

Payable out of the State General Fund (Direct) for the University of New Orleans for faculty recruitment and retention efforts \$300,000"

AMENDMENT NO. 86

On page 193, between lines 12 and 13, insert the following:

"Payable out of the State General Fund (Direct) to Nunez Community College for a new physical activities center \$150,000"

AMENDMENT NO. 87

On page 196, at the end of line 24, delete "\$6,127,204" and insert "\$6,152,313"

AMENDMENT NO. 88

On page 196, at the end of line 25, delete "\$9,438,140" and insert "\$9,463,249"

AMENDMENT NO. 89

On page 220, between lines 39 and 40, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Academic Improvement Fund for the Classroom Technology Program \$2,000,000"

AMENDMENT NO. 90

On page 242, after line 42, insert the following:

"Payable out of the State General Fund (Direct) to Capital Area Legal Services Corporation \$180,000"

Payable out of the State General Fund (Direct) to the Grant Parish Police Jury for road improvements to the parish prison \$25,000"

Payable out of the State General Fund (Direct) to the village of Georgetown for construction of the Village Hall and Activity Center \$25,000

Payable out of the State General Fund (Direct) for the Top Gun Boy Scouts of Ouachita Parish \$15,000

Payable out of the State General Fund (Direct) for New Orleans Housing in State Senate District No. 5 for Seniors and Disabled for renovations, etc. \$60,000

Payable out of the State General Fund (Direct) for the Heritage School of the Arts \$25,000

Payable out of the State General Fund (Direct) to Urban Restoration Enhancement Corp. for community development and educational programs \$250,000

Payable out of the State General Fund (Direct) to Webster Parish for the Central Water System \$50,000

Payable out of the State General Fund (Direct) to Claiborne Parish Chamber of Commerce \$15,000"

AMENDMENT NO. 91

On page 244, between lines 21 and 22, insert the following:

"EXPENDITURES:
Increases in property excess premium for risk management \$36,541,565

TOTAL EXPENDITURES \$36,541,565

MEANS OF FINANCE:
State General Fund (Direct) \$26,452,930
State General Fund by:
Interagency Transfers \$2,774,067
Fees & Self-generated Revenues \$4,286,848
Statutory Dedications \$2,000,143
Federal Funds \$1,027,577

TOTAL MEANS OF FINANCING \$36,541,565

Provided, however, that the commissioner of administration is hereby authorized and directed to make the necessary adjustments to all appropriations in this Act and the Ancillary Appropriation Act which originated as House Bill No. 277 of the 2006 Regular Session of the Legislature for agency, program or budget units for the purpose of allocating these funds in accordance with a plan submitted to and approved by the Joint Legislative Committee on the Budget."

On motion of Senator Heitmeier, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 01 and lay that motion on the table.

Without objection, amended Schedule 01 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 03 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 03 and lay that motion on the table.

Without objection, Schedule 03 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 04 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 04 and lay that motion on the table.

Without objection, Schedule 04 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 05 was considered.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 184 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 2

On page 50, at the end of line 11, delete "\$50,363,292" and insert "\$49,863,292"

AMENDMENT NO. 3

On page 51, at the end of line 11, delete "\$65,270,719" and insert "\$64,770,719"

AMENDMENT NO. 4

On page 51, at the end of line 13, delete "\$33,467,285" and insert "\$32,967,285"

AMENDMENT NO. 5

On page 51, at the end of line 23, delete "\$65,270,719" and insert "\$64,770,719"

AMENDMENT NO. 6

On page 95, at the end of line 27, delete "\$48,917,927" and insert "\$45,917,927"

AMENDMENT NO. 7

On page 95, at the end of line 54, delete "\$146,962,083" and insert "\$143,962,083"

AMENDMENT NO. 8

On page 95, at the end line 56, delete "\$124,638,313" and insert "\$121,638,313"

AMENDMENT NO. 9

On page 95, at the end of line 63, delete "\$146,962,083" and insert "\$143,962,083"

AMENDMENT NO. 10

On page 107, between lines 23 and 24, insert the following:

"EXPENDITURES:

Payments to Private Providers Program for an additional 1,650 New Opportunities Waiver (NOW) \$49,537,649

TOTAL \$49,537,649

MEANS OF FINANCE:

State General Fund \$15,000,000

Federal Funds \$34,537,649

TOTAL MEANS OF FINANCING \$49,537,649"

Senator Dardenne moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Dardenne	Schedler
Boasso	Michot	Theunissen
Chaisson	Quinn	
Cravins	Romero	
Total - 10		

NAYS

Mr. President	Fields	Marionneaux
Adley	Fontenot	McPherson
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Shepherd
Cheek	Jackson	Smith
Duplessis	Jones	Ullo
Dupre	Kostelka	
Ellington	Malone	
Total - 28		

ABSENT

Lentini
Total - 1

The Chair declared the amendments were rejected.

Motion

Senator Heitmeier moved to adopt Schedule 05 and lay that motion on the table.

Without objection, Schedule 05 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 06 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 06 and lay that motion on the table.

Without objection, Schedule 06 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 07 was considered.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 62, after line 55, insert the following:

June 16, 2006

"Payable out of the State General Fund by Interagency Transfers from the Department of Natural Resources to the Water Resources and Intermodal Program for a pilot program with the Louisiana State University Center for GeoInformatics to measure the centerline elevation of tidal levees in coastal parishes of Louisiana, in the event that the Constitutional Amendment proposed by Act No. 69 of the 2005 First Extraordinary Session of the Legislature is ratified by voters in the election to be held on September 30, 2006 \$150,000

Provided, however, that the report of the pilot program shall be made to the Coastal Protection and Restoration Authority by April 1, 2007."

AMENDMENT NO. 2
On page 140, between lines 29 and 30, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Wetlands Conservation and Restoration Fund to be transferred to the Department of Transportation and Development - Public Works and Intermodal Transportation for a pilot program with the Louisiana State University Center for GeoInformatics to measure the centerline elevation of tidal levees in coastal parishes of Louisiana, in the event that the Constitutional Amendment proposed by Act No. 69 of the 2005 First Extraordinary Session of the Legislature is ratified by voters in the election to be held on September 30, 2006 \$150,000"

On motion of Senator Dupre, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 07 and lay that motion on the table.

Without objection, amended Schedule 07 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 08 was considered.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1
On page 66, line 6, change "Oil City" to "Caddo Parish Commission"

On motion of Senator Heitmeier, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 08 and lay that motion on the table.

Without objection, amended Schedule 08 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 09 was considered.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1
In Senate Committee Amendment No. 139 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 17, line 16, change "\$765,794,574" to "\$743,064,374"

AMENDMENT NO. 2
In Senate Committee Amendment No. 141 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 17, line 20, change "\$389,661,388" to "\$412,391,588"

AMENDMENT NO. 3
In Senate Committee Amendment No. 145 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 17, delete lines 29 and 30

AMENDMENT NO. 4
In Senate Committee Amendment No. 145 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 18, delete lines 11 through 24

AMENDMENT NO. 5
In Senate Committee Amendment No. 146 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 18, line 27, change "\$120,000,000" to "\$162,000,000"

AMENDMENT NO. 6
On page 106, line 17, change "\$120,000,000" to "\$162,000,000"

AMENDMENT NO. 7
On page 106, line 18, change "\$120,000,000" to "\$162,000,000"

AMENDMENT NO. 8
On page 106, line 20, change "\$15,451,101" to "\$28,181,301"

AMENDMENT NO. 9
On page 106, line 24, change "\$83,628,000" to "\$112,897,800"

AMENDMENT NO. 10
On page 106, line 25, change "\$120,000,000" to "\$162,000,000"

AMENDMENT NO. 11
On page 106, line 26, change "\$120,000,000" to "\$162,000,000"

AMENDMENT NO. 12
On page 108, between lines 46 and 47, insert the following:

"Payable out of the State General Fund (Direct) to the Grants Program for the reimbursement of physicians serving a disproportionate share of uninsured patients in an inpatient setting at community hospitals in an equitable manner to be devised by the secretary of the Department of Health and Hospitals and approved by the Joint Legislative Committee on the Budget \$10,000,000"

Senator Schedler moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Dardenne	Quinn
Boasso	Kostelka	Romero
Cain	Nevers	Schedler
Total - 9		

NAYS

Mr. President	Ellington	Malone
Adley	Fields	Marionneau
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Chaisson	Heitmeier	Shepherd
Cheek	Hollis	Smith
Duplessis	Jackson	Theunissen
Dupre	Lentini	Uilo
Total - 27		

ABSENT

Cravins	Jones	Michot
Total - 3		

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 2

In Senate Committee Amendment No. 272 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 36, line 37, after "facility" delete the remainder of the line and insert "to 350 beds during the fiscal year."

On motion of Senator McPherson, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 09 and lay that motion on the table.

Without objection, amended Schedule 09 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 10 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 10 and lay that motion on the table.

Without objection, Schedule 10 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 11 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 11 and lay that motion on the table.

Without objection, Schedule 11 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 12 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 12 and lay that motion on the table.

Without objection, Schedule 12 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 13 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 13 and lay that motion on the table.

Without objection, Schedule 13 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 14 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 14 and lay that motion on the table.

Without objection, Schedule 14 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 16 was considered.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 81, proposed by Senator Heitmeier and adopted by the Senate on June 16, 2006.

AMENDMENT NO. 2

On page 242, after line 42, insert the following:

"Payable out of the State General Fund (Direct)
to the Vermilion Parish Police Jury for the
Office of Emergency Preparedness for the
entombing of bodies \$200,000"

On motion of Senator Hines, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 16 and lay that motion on the table.

Without objection, amended Schedule 16 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 17 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 17 and lay that motion on the table.

Without objection, Schedule 17 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 18 was considered.

Motion

Senator Heitmeier moved to adopt Schedule 18 and lay that motion on the table.

Without objection, Schedule 18 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 19 was considered.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 221, between lines 33 and 34, insert the following:

"No later than the seventh of each month, the Recovery School District shall submit to the Joint Legislative Committee on the Budget a monthly enrollment and expense report indicating the total number of students in each of the Recovery School District's schools, and the monthly budget and actual expenditures for the previous month."

On motion of Senator Murray, the amendments were adopted.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 221, between lines 33 and 34, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the State Emergency Response Fund to provide bridge funding to the Recovery School District for building repair costs to be repaid upon receipt of federal funds \$33,500,000"

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill

No. 1 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 248 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 33, at the end of line 15, delete "\$167,993,887 " and insert "\$ 167,493,887 "

AMENDMENT NO. 2

In Senate Committee Amendment No. 249 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 33, at the end of line 17, delete "\$114,054,446 " and insert "\$113,554,446 "

AMENDMENT NO. 3

In Senate Committee Amendment No. 251 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 33, at the end of line 21, delete "\$167,993,887 " and insert "\$ 167,493,887 "

AMENDMENT NO. 4

On page 205, at the end of line 50, delete " \$ 35,457,521 " and insert " \$ 34,957,521 "

AMENDMENT NO. 5

On page 207, between lines 3 and 4, insert the following:

"Payable out of the State General Fund (Direct) to the Loan Operations Program for the Teachers Education Trust Fund Incentive Program in the event that Senate Bill No. 737 of the 2006 Regular Session is enacted into law \$500,000

Provided, however, that any unspent monies remaining in the Teachers Education Trust Fund Incentive Program at the end of the fiscal year shall be retained in that fund."

Senator Jones moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adeley	Dupre	Murray
Barham	Ellington	Nevers
Boasso	Fields	Romero
Cain	Gautreaux B	Schedler
Cravins	Gautreaux N	
Dardenne	Jones	

Total - 16

NAYS

Mr. President	Hollis	Mount
Amedee	Jackson	Quinn
Bajoie	Kostelka	Shepherd
Broome	Lentini	Smith
Cheek	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Fontenot	McPherson	
Heitmeier	Michot	

Total - 22

ABSENT

Chaisson
Total - 1

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 220, between lines 18 and 19, insert the following:

"EXPENDITURES:

For deposit into the St. Landry Parish Excellence Fund to the St. Landry Parish School Board for the planning and design of a multi-purpose facility for scholastic and extracurricular activities	\$250,000
TOTAL EXPENDITURES	<u>\$250,000</u>

MEANS OF FINANCE:

State General Fund by:	
Statutory Dedications:	
St. Landry Parish Excellence Fund	\$250,000
TOTAL MEANS OF FINANCE	<u>\$250,000"</u>

On motion of Senator Cravins, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 19 and lay that motion on the table.

Without objection, amended Schedule 19 was adopted.

Motion

On motion of Senator Heitmeier, Schedule 20 was considered.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 237, between lines 6 and 7, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Vermilion Parish Visitor Enterprise Fund in the event that Senate Bill No. 601 of the 2006 Regular Session of the Legislature is enacted into law	\$50,000"
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On motion of Senator N. Gautreaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 241, between lines 45 and 46, insert the following:

"EXPENDITURES:

For deposit into the St. Landry Parish Excellence Fund for the planning and design of a multi-purpose facility for scholastic and extracurricular activities	\$250,000
TOTAL EXPENDITURES	<u>\$250,000</u>

MEANS OF FINANCE:

State General Fund by:	
Statutory Dedications:	
St. Landry Parish Excellence Fund	\$250,000
TOTAL MEANS OF FINANCE	<u>\$250,000"</u>

On motion of Senator Cravins, the amendments were adopted.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 47, line 31, change "\$25,000" to "\$40,000"

AMENDMENT NO. 2

In Senate Floor Amendment No. 20 in the set of Senate Floor Amendments proposed by Senator Heitmeier and adopted by the Senate on June 16, 2006, on page 3, line 8, change "\$65,000" to "\$50,000"

On motion of Senator Quinn, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 295, proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2006, on page 42, line 38, after "Parish" delete the remainder of the line and on line 39, change "improvements" to "Economic Development District"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 244, between lines 21 and 22, insert the following:

"DEPARTMENT OF HEALTH AND HOSPITALS

09-319 Villa Feliciana Medical Complex

Payable out of State General Fund (Direct)

June 16, 2006

to Villa Feliciana Medical Complex \$1,800,000

Provided, however, that this appropriation for \$1,800,000 shall only be effective in the event the funding is necessary for continued operations prior to November 30, 2006."

AMENDMENT NO. 2

In the set of Senate Floor Amendments, proposed by Senator Heitmeier and adopted by the Senate on June 16, 2006, designated by SFAHB1 GASCONR 4374, in Senate Floor Amendment No. 21, on page 3, at the end of line 12, delete "\$763,721,886" and insert "\$761,921,886"

AMENDMENT NO. 3

In the set of Senate Floor Amendments, proposed by Senator Heitmeier and adopted by the Senate on June 16, 2006, designated by SFAHB1 GASCONR 4374, in Senate Floor Amendment No. 22, on page 3, at the end of line 16, delete "\$391,734,076" and insert "\$393,534,076"

Senator Marionneaux moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Cain, Ellington, Total - 6; Gautreaux N, Jones; Marionneaux, Nevers

NAYS

Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Cravins, Total - 30; Duplessis, Fields, Fontenot, Gautreaux B, Heitmeier, Hollis, Jackson, Kostelka, Lentini, Malone; McPherson, Mount, Murray, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

ABSENT

Dardenne, Dupre, Michot, Total - 3

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 254, between lines 45 and 46, insert the following:

"Section 20. 08 - 416 Washington Correctional Institute as contained in Section 18. B of this Act shall be designated as 08 - 416 B.B. "Sixty" Rayburn Correctional Center."

AMENDMENT NO. 2

On page 254, line 46, change "Section 20." to "Section 21."

On motion of Senator Heitmeier, the amendments were adopted.

Motion

Senator Heitmeier moved to adopt amended Schedule 20 and lay that motion on the table.

Without objection, amended Schedule 20 was adopted.

The bill was read by title. Senator Heitmeier moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Amedee, Bajoie, Barham, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Total - 38; Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux; McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Boasso, Total - 1

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Recess

On motion of Senator Fields, the Senate took a recess until 3:00 o'clock P.M.

After Recess

The Senate was called to order at 3:00 o'clock P.M. by the President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo, Total - 39

ABSENT

Total - 0

The President of the Senate announced there were 39 Senators present and a quorum.

Senate Business Resumed

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 331—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:95(G)(2) and to enact R.S. 40:1379.3.1(A)(3), relative to retired law enforcement officers; to provide for carrying concealed weapons by such persons; to provide for issuance of retiree identification to certain retired law enforcement officers; to provide for payment of concealed handgun permit fees; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 671—

BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Art. 372(F), relative to civil procedure; to require that an electronic copy of the transcript be provided to party requesting and paying for paper copy of transcript; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 73—

BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 13:5108.3(D), relative to the legal representation of state employees; to provide for representation and indemnification of officers and employees charged with contempt of court; to provide for exceptions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 753— (Substitute of Senate Bill No. 650 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992 and to enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not

lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 5—

BY SENATOR CAIN

AN ACT

To enact R.S. 51:1425, relative to unfair or deceptive acts or practices; to prohibit certain disclosures by an Internet service provider; to provide for notices; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 47—

BY SENATORS NEVERS AND AMEDEE

AN ACT

To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 155—

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT

AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.81 through 9039.86, relative to the creation of the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 204—

BY SENATORS CHEEK AND ELLINGTON

AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to enact R.S. 11:248 and R.S. 33:2201(F), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to extend the period of time in which to notify the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of such death; to provide for cost-of-living adjustments for surviving spouses of certain law enforcement officers; to provide for retroactive effect; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 723—

BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

Reported with amendments.

June 16, 2006

SENATE BILL NO. 496—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 29:422(D), relative to military affairs; to provide for enforcement of Servicemembers Civil Relief Act by the attorney general of Louisiana; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 569—

BY SENATOR MURRAY

AN ACT

To enact R.S. 29:725.1, relative to the authority of the attorney general in certain emergencies; to authorize the issuance of cease and desist orders by the attorney general during an emergency; to provide for the power of the attorney general to issue cease and desist orders when immediate action through the normal judicial process is not possible; to provide for proper venue to request a hearing; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 597—

BY SENATOR DARDENNE

AN ACT

To enact Part III of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:44 through 51, relative to public records; to provide for confidentiality of the addresses of registered voters who are victims of abuse; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 422—

BY SENATOR JACKSON

AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures relative to judicial district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 134—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents and the nursing boards to work together and study the feasibility of expanding nursing programs in order to alleviate the nursing shortage crisis that exists in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To add the director of the division of long-term supports and services within the Department of Health and Hospitals as a member of the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities and to require a report of such team to the Senate Committee on Judiciary A and the House Committee on Civil Law and Procedure.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 119—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Domestic Violence to study current law, policies, and practices in response to domestic and dating violence and make recommendations for legislation to the Legislature of Louisiana no later than April 1, 2007.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 142—

BY SENATOR BARHAM

A RESOLUTION

To commend Louisiana State University track star Xavier Carter for making American track and field history by winning four NCAA titles at the 2006 National Outdoor Championships.

On motion of Senator Barham, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 143—

BY SENATOR N. GAUTREAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Paul Piazza.

On motion of Senator Hines, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 144—

BY SENATOR N. GAUTREAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Doyce D. "D.D." Morton, Jr.

On motion of Senator Hines, the resolution was read by title and adopted.

House Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call, Resumed

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Mount asked that House Bill No. 2 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOEI, HEITMEIER, AND MOUNT
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 26 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 2

On page 20, delete line 46 and insert the following:

"Priority 1	\$3,055,000
Priority 2	\$1,100,000
Priority 5	\$3,300,000
Total	<u>\$7,455,000"</u>

AMENDMENT NO. 3

In Senate Committee Amendment No. 38, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 6, delete line 21, and insert:

"Priority 5	<u>\$3,200,000"</u>
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AMENDMENT NO. 4

In Senate Committee Amendment No. 63, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 10, line 50, delete "(DeSoto)" and insert "(Caddo)"

AMENDMENT NO. 5

In Senate Committee Amendment No. 77, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 13, between lines 26 and 27, insert "**50/J19 EAST FELICIANA PARISH**"

AMENDMENT NO. 6

Delete Senate Committee Amendment No. 85 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 7

In Senate Committee Amendment No. 194, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 35, between lines 42 and 43, insert "**50/MN1 PEARL RIVER**"

AMENDMENT NO. 8

In Senate Committee Amendment No. 200, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 37, between lines 14 and 15, insert "**50/MQ2 RUSTON**"

AMENDMENT NO. 9

In Senate Committee Amendment No. 200, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 37, at the end of line 16, insert "Planning and Construction"

AMENDMENT NO. 10

In Senate Committee Amendment No. 208, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 38, line 33, after "WHARF", insert "Land/Building Acquisition, Planning and Construction"

AMENDMENT NO. 11

In Senate Committee Amendment No. 224, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 41, between lines 47 and 48, insert "**50/NAJ EFFORTS OF GRACE, INC.**"

AMENDMENT NO. 12

In Senate Committee Amendment No. 225, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 42, at the end of line 12, insert "Planning and Construction"

AMENDMENT NO. 13

In Senate Committee Amendment No. 228, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 42, between lines 38 and 39, insert "**50/NBT DISTRICT 2 ENHANCEMENT CORPORATION**"

AMENDMENT NO. 14

In Senate Committee Amendment No. 229, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 42, between lines 48 and 49, insert "**50/NBT DISTRICT 2 ENHANCEMENT CORPORATION**"

AMENDMENT NO. 15

In Senate Committee Amendment No. 230, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 43, between lines 6 and 7, insert "**50/NBT DISTRICT 2 ENHANCEMENT CORPORATION**"

AMENDMENT NO. 16

In Senate Committee Amendment No. 231, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 43, between lines 18 and 19, insert "**50/NBT DISTRICT 2 ENHANCEMENT CORPORATION**"

AMENDMENT NO. 17

In Senate Committee Amendment No. 232, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 43, between lines 30 and 31, insert "**50/NBT DISTRICT 2 ENHANCEMENT CORPORATION**"

AMENDMENT NO. 18

In Senate Committee Amendment No. 237, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 44, line 29, after "6" and before "and" insert the word "Cash"

AMENDMENT NO. 19

In Senate Committee Amendment No. 244, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 46, between lines 5 and 6, insert "**50/NG8 TREME COMMUNITY EDUCATION PROGRAM**"

AMENDMENT NO. 20

In Senate Committee Amendment No. 245, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 46, between lines 16 and 17, insert "**50/N19 ASCENSION-ST. JAMES AIRPORT AUTHORITY**"

AMENDMENT NO. 21

In Senate Committee Amendment No. 180, proposed by the Senate

June 16, 2006

Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 33, line 20, delete the word "Pilewort" and replace with "Palourde"

AMENDMENT NO. 22

In Senate Committee Amendment No. 262, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 49, between lines 18 and 19, insert:

"Pending submittal and approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 23

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 2, delete lines 8 and 9, insert:

"Priority 5 \$110,000"

AMENDMENT NO. 24

In Senate Committee Amendment No. 55, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 9, delete lines 10 and 11

AMENDMENT NO. 25

In Senate Committee Amendment No. 68, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 11, between lines 45 and 46, insert "50/J11 CALDWELL PARISH"

AMENDMENT NO. 26

In Senate Committee Amendment No. 97, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 16, between lines 43 and 44, insert "50/J29 LAFORCHE PARISH"

AMENDMENT NO. 27

In Senate Committee Amendment No. 134, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 24, delete lines 24 and 25.

AMENDMENT NO. 28

In Senate Committee Amendment No. 138, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 25, delete line 4 and insert "On page 62, between lines 9 and 10, insert the following:"

AMENDMENT NO. 29

In Senate Committee Amendment No. 141, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 25, delete line 40

AMENDMENT NO. 30

In Senate Committee Amendment No. 146, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 26, between lines 29 and 30, insert "50/M27 BOGALUSA"

AMENDMENT NO. 31

In Senate Committee Amendment No. 147 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 26, between lines 40 and 41, insert "50/M27 BOGALUSA"

AMENDMENT NO. 32

In Senate Committee Amendment No. 155, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 28, between lines 23 and 24, insert "50/M80 ERATH"

AMENDMENT NO. 33

In Senate Committee Amendment No. 160, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 29, between lines 22 and 23, insert

"50/M95 FRANKLINTON"

AMENDMENT NO. 34

On page 23, at the end of line 18, delete "(\$275,000 Local Match)"

AMENDMENT NO. 35

On page 22, delete line 24, and insert the following:

"Construction, and Repairs"

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

Delete Senate Committee amendment No. 18 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006.

AMENDMENT NO. 2

Delete Senate Committee amendment No. 21 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006.

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 44 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 4

Delete Senate Committee Amendment No. 75 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 5

Delete Senate Committee Amendment No. 220 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006.

AMENDMENT NO. 6

In Senate Committee Amendment No. 55, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 9, delete lines 6 through 8 and insert the following:

"Priority 2	\$5,000,000
Priority 5	\$900,000
Total	<u>\$5,900,000"</u>

AMENDMENT NO. 7

In Senate Committee Amendment No. 94, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 16, delete lines 21 and 22 and insert the following:

"Priority 5	\$715,000
Payable from State General Fund (Direct)	\$100,000
Total	<u>\$1,430,000"</u>

AMENDMENT NO. 8

In Senate Committee Amendment No. 156, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 28, delete lines 35 through 38 and insert the following:

"Priority \$150,000"

AMENDMENT NO. 9

In Senate Committee Amendment No. 157, proposed by the Senate

Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 28, delete line 46 and insert the following:

"Priority 2 \$50,000"

AMENDMENT NO. 10

In Senate Committee Amendment No. 183, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 33, delete lines 45 through 47 and insert the following:

"Priority 2 \$1,000,000"

AMENDMENT NO. 11

In Senate Committee Amendment No. 221, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 12, 2006, on page 41, delete lines 14 through 16 and insert the following:

"Priority 2	\$1,000,000
Priority 3	\$750,000
Total	<u>\$1,750,000</u>

AMENDMENT NO. 12

On page 11, delete line 6, and insert the following:

"Priority 1	\$1,490,000
Priority 2	\$2,000,000
Priority 5	\$19,000,000
Total	<u>\$22,490,000</u>

AMENDMENT NO. 13

On page 12, delete line 27, and insert the following:

"Priority 1	\$6,885,000
Priority 2	\$1,500,000
Priority 5	\$1,275,000
Total	<u>\$9,660,000</u>

AMENDMENT NO. 14

On page 37, delete lines 20 through 23 and insert the following:

"Priority 2	\$1,290,000
Priority 5	<u>\$1,115,000</u>

AMENDMENT NO. 15

On page 52, on line 42, after "Improvements" and before the comma "," insert "(for economic development purposes, including but not limited to an ethanol plant)"

AMENDMENT NO. 16

On page 52, delete lines 46 through 48, and insert the following:

"Priority 1	\$1,010,000
Priority 5	\$3,000,000
Total	<u>\$4,010,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 17

On page 53, between lines 16 and 17, insert the following:

"(593) Acadian Ball Park Improvements
(\$40,000 Cash and/or In-Kind Match)
(Supplemental Funding)
(Iberia)
Payable from General Obligation Bonds

Priority 2 \$150,000"

AMENDMENT NO. 18

On page 70, between lines 15 and 16, insert the following:

"50/MB9 HAMMOND

() Sewage, Water, Drainage, and Other Infrastructure Improvements, Acquisitions, Planning and/or Construction (Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$100,000

Pending approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 19

On page 72, between lines 1 and 2, insert the following:

"() Emergency Facilities, Renovations, Planning and Construction (St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$100,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 20

On page 72, between lines 25 and 26, insert the following:

"() Sewage, Water, Drainage, and Other Infrastructure Improvements, Acquisitions, Planning and/or Construction (St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$100,000

Pending approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 21

On page 79, between lines 13 and 14, insert the following:

"50/MO1 PONCHATOULA

() Sewage, Water, Drainage, and Other Infrastructure Improvements, Acquisitions, Planning and/or Construction (Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$100,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 22

On page 82, after line 44, insert the following:

"50/MT6 TICKFAW

() Sewage, Water, Drainage, and Other Infrastructure Improvements, Acquisitions, Planning and/or Construction (Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$50,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 23

On page 85, between lines 33 and 34, insert the following:

"50/N02 TULANE

() Tulane Institute of Infant and Early Childhood Mental Health Program Building, Acquisition,

June 16, 2006

Renovations, And/or Planning and Construction
(Orleans)
Payable from General Obligation Bonds

Priority 2	\$100,000
Priority 3	\$900,000
Total	<u>\$1,000,000</u>

Pending approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 24

On page 86, between lines 39 and 40, insert the following:

"(1004) Runway 4L-22R Extension, Planning and Construction
(\$2,197,778 Local Match and \$30,030,699 Federal Match)
(East Baton Rouge)
Payable from General Obligation Bonds

Priority 3	<u>\$10,785,000"</u>
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AMENDMENT NO. 25

On page 86, between lines 39 and 40, insert the following:

"(1005) Louisiana Purchase Bicentennial Museum,
Acquisitions, Planning and Construction
(East Baton Rouge)
Payable from General Obligation Bonds

Priority 2	<u>\$100,000"</u>
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AMENDMENT NO. 26

On page 86, delete line 44, and insert the following:

"Priority 1	\$2,500,000
Priority 2	\$2,500,000
Priority 3	\$4,000,000
Priority 5	<u>\$150,000</u>

Total	<u>\$9,150,000"</u>
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AMENDMENT NO. 27

On page 88, delete lines 12 and 13 and insert the following:

"Payable from State General Fund (Direct) \$100,000
Payable from General Obligation Bonds

Priority 1	\$50,000
Priority 2	\$50,000
Priority 5	<u>\$50,000</u>

Total	<u>\$250,000"</u>
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AMENDMENT NO. 28

On page 94, between lines 26 and 27, insert the following:

"50/NFA METAIRIE ACADEMY

() Metairie Academy, Renovations and/or Construction
(Jefferson)
Payable from General Obligation Bonds

Priority 2	\$100,000
Priority 3	<u>\$900,000</u>

Total	<u>\$1,000,000</u>
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Pending approval of capital outlay budget request pursuant to the provisions of R. S. 39:112."

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Mount moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Gautreaux N	Theunissen
Chaisson	Marionneaux	
Fields	Quinn	
Total - 7		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Mount asked that House Bill No. 3 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 3—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT

To enact the Omnibus Bond Authorization Act of 2006, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

The bill was read by title. Senator Mount moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Gautreaux N	Theunissen
Chaisson	Marionneaux	
Fields	Quinn	
Total - 7		

The Chair declared the bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1208 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1208—
BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for the 2005-2006 Fiscal Year; to establish certain special treasury funds; and to provide for related matters.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1
In Senate Committee Amendment No. 5 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 1, line 26, between "however, " and "the" insert "that"

AMENDMENT NO. 2
In Senate Committee Amendment No. 8 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 2, line 12, after "page 4," and before "change" insert "line 27,"

AMENDMENT NO. 3
In Senate Committee Amendment No. 13 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 3, delete line 4, and insert the following:

"Training Institute	\$7,000
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Provided, however, that \$3,500 of this appropriation to the Louisiana State University Fire and Emergency Training Institute shall be allocated to the Pine Country Education Center in accordance with the provisions of Act 189 of the 2001 Regular Session of the Legislature."

AMENDMENT NO. 4
In Senate Committee Amendment No. 20 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 3, line 28, between "however, " and "the" insert "that"

AMENDMENT NO. 5
In Senate Committee Amendment No. 29 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 4, at the end of line 37, delete "\$181,515,209" and insert "\$183,587,897"

AMENDMENT NO. 6
In Senate Committee Amendment No. 36 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 8, line 29, delete "Dollars" and insert "Dollars, plus court

costs as awarded in the judgment,"

AMENDMENT NO. 7
In Senate Committee Amendment No. 36 proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 9, after line 42, insert the following:

"(46) The sum of Seven Hundred Fifty and No/100 (\$750.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay the consent judgment in the suit entitled "Michael Shepard and Laura Rogers v. State of Louisiana/DOTD", bearing Number 505,110 Sec. 23 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

(47) The sum of Twelve Thousand and No/100 (\$12,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay the consent judgment in the suit entitled "Hope Bergeron and D. Asbrooke Tullis v. State of Louisiana/DOTD", bearing Number 92371 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

(48) The sum of Twenty-four Thousand Nine Hundred Ninety-nine and No/100 (\$24,999.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay the consent judgment in the suit entitled "Charles and Constance Day v. State of Louisiana/DOTD", bearing Number 492,846 Div. "D" on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

(49) The sum of Thirty-two Thousand and No/100 (\$32,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay the consent judgment in the suit entitled "Janita Dugas and Steven Francis v. State of Louisiana/DOTD", bearing Number 02-C-1129-C on the docket of the Twenty-seventh Judicial District Court, parish of St. Landry, state of Louisiana.

Provided, however, that all judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of the respective House Bill or this Act, the provisions of the judgment shall be controlling. Any other provision of any such House Bill or this Act not in conflict with the provisions of such judgment shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of a receipt and release and any other documentation required by the state treasurer. Further, all judgments provided for in this Section shall be deemed to have been paid on the effective date of the Act, and legal interest shall cease to run as of that date."

AMENDMENT NO. 8
On page 1, at the end of line 5, after "funds;" insert "to amend certain special treasury funds;"

AMENDMENT NO. 9
On page 2, between lines 31 and 32, insert the following:

"DEPARTMENT OF TREASURY

04-147 STATE TREASURER

Payable out of the State General Fund (Direct) for revenue sharing distributions due to the late filing of 2005 Assessment Rolls to the Louisiana Tax Commission	\$10,683
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Provided, however, that of the \$10,683 appropriated herein for revenue sharing distributions the amount of \$8,231 shall be distributed to St. Tammany Parish and the amount of \$2,452 shall be distributed to Orleans Parish."

AMENDMENT NO. 10
On page 6, between lines 26 and 27, insert the following:

"10-355 OFFICE OF FAMILY SUPPORT

June 16, 2006

Payable out of the State General Fund (Direct) for unreimbursed expenses incurred during Hurricanes Katrina and Rita \$1,500,000

Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 16 of the 2005 Regular Session of the Legislature, by reducing the appropriation out of Federal Funds by \$1,500,000."

AMENDMENT NO. 11

On page 6, between lines 30 and 31, insert the following:

"10-374 REHABILITATION SERVICES

The commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 16 of the 2005 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$1,500,000."

AMENDMENT NO. 12

On page 8, between lines 8 and 9, insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Quality Educators Program of this agency, as contained in Act 16 of the 2005 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$2,000,000, related to the Professional Improvement Program."

AMENDMENT NO. 13

On page 8, between lines 18 and 19, insert the following:

"19-663 Council for Development of French in Louisiana

Payable out of the State General Fund (Direct) for a mandatory job correction for two (2) positions by State Civil Service \$4,940"

AMENDMENT NO. 14

On page 9, at the end of line 20, change "\$10,000,000" to "\$12,000,000"

AMENDMENT NO. 15

On page 23, between lines 23 and 24, insert the following:

"Section 7. Section 9 of Act No. 138 of the 2005 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 9. There is hereby established a special fund within the state treasury to be known as the "Evangeline Parish Recreational District Support Fund". Monies in the fund may be appropriated for purposes of the Evangeline Parish Recreational District. Monies in the fund shall be invested by the state treasurer in the same manner as those in the state general fund, and earnings on investment shall be deposited into the state general fund. The fund shall be abolished on June 30, 2006, and the state treasurer shall transfer any monies remaining in the fund at that time into the state general fund."

AMENDMENT NO. 16

On page 23, line 24, change "7." to "8."

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Adley, Marionneaux, Cain and N. Gautreaux to Reengrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 23, between lines 23 and 24, insert the following:

"C. Notwithstanding any provision of this Section to the contrary, out of the unexpended and unencumbered balance in the fund at the conclusion of the 2006 Atlantic Hurricane Season, fifty million dollars, or so much thereof as may be available, shall be transferred and shall be deemed appropriated to the Louisiana Citizens Property Insurance Corporation to be used to offset any assessments or to provide for the payment of any current or other obligations on bonds or other indebtedness issued by the corporation for the purpose of paying any costs and claims that arose due to losses in Louisiana caused by hurricanes in the year 2005."

Senator Adley moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Adley, Amedee, Barham, Boasso, Cain, Cheek, Cravins, Dardenne, Dupre, Ellington, Fontenot, Gautreaux N, Hollis, Jackson, Jones, Kostelka, Malone, Marionneaux, McPherson, Michot, Mount, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo

NAYS

Table listing NAYS: Mr. President, Bajoue, Duplessis, Total - 8; Gautreaux B, Heitmeier, Lentini; Murray, Shepherd

ABSENT

Table listing ABSENT: Broome, Total - 3; Chaisson; Fields

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 10, between lines 3 and 4, insert the following:

"Payable out of State General Fund (Direct) to the town of Ferriday \$129,000"

Senator Jones moved adoption of the amendments.

Senator Heitmeier objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Mr. President, Adley, Dupre, Ellington, McPherson, Mount

Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Hollis	Romero
Broome	Jackson	Shepherd
Cain	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 29		

NAYS

Boasso	Heitmeier	Quinn
Dardenne	Lentini	Schedler
Gautreaux N	Michot	
Total - 8		

ABSENT

Chaisson	Fields
Total - 2	

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 8, between lines 36 and 37 insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Vermilion Parish Visitor Enterprise Fund \$43,400"

On motion of Senator N. Gautreaux, the amendments were adopted.

The bill was read by title. Senator Heitmeier moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fontenot	Michot
Amedee	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Cheek	Jones	Schedler
Cravins	Kostelka	Shepherd
Dardenne	Lentini	Smith
Duplessis	Malone	Theunissen
Dupre	Marionneaux	Ullo

NAYS

Total - 0

ABSENT

Bajoie	Chaisson	Fields
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 767 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 767—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 15:921(A), to enact R.S. 39:100.25 and 100.26, and to repeal R.S. 15:921(D), relative to state funds; to create the FEMA Reimbursement Fund; to create the State Emergency Response Fund; to provide for the deposit, investment, use, and appropriation of monies in the FEMA Reimbursement Fund and the State Emergency Response Fund; to provide for the deposit of certain funds into the Youthful Offender Management Fund; to repeal the cap on the Youthful Offender Management Fund; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 767 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 15:921(A)" and before the comma ",", insert "and R.S. 48:756(A)(3)"

AMENDMENT NO. 2

On page 1, line 8, after "Fund" and the semicolon ";" and before "to" insert "to provide for the distribution of certain excess funds in the Parish Transportation Fund;"

AMENDMENT NO. 3

On page 2, at the end of line 6, delete "state" and at the beginning of line 7, delete "general"

AMENDMENT NO. 4

On page 2, line 25, delete "state general"

AMENDMENT NO. 5

On page 3, between lines 17 and 18, insert the following:
"Section 3. R.S. 48:756(A)(3) is hereby amended and reenacted to read as follows:

§756. Distribution formula
* * *
A. * * *

(3) If funds are available for and appropriated to the Parish Transportation Fund in excess of the amount appropriated in Fiscal Year 1994-1995, such additional funds shall be distributed to the parishes on a per mile basis with the total miles of parish roads as determined by the Department of Transportation and Development for the year 1990. Each parish shall receive an amount based on that parish's total miles of road in proportion to total parish roads in the state. Parishes with a population of four hundred seventy-five thousand or greater shall participate in any distribution made under the provisions of this Paragraph based on the number of miles of roads and streets under their jurisdiction along with all other parishes. Funds received under the provisions of this Paragraph shall be distributed within each parish on the same basis, i.e., through a formula based on the number of miles of parish roads located in each district in the parish as reported by the Department of Transportation and Development on January first of each funding year.
* * *

AMENDMENT NO. 6

On page 3, line 18, change "Section 3" to "Section 4"

June 16, 2006

AMENDMENT NO. 7

On page 3, line 19, change "Section 4" to "Section 8"

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Adley and Marionneaux to Engrossed House Bill No. 767 by Representative Alario

AMENDMENT NO. 1

On page 3, between lines 17 and 18, insert the following:

"C. Notwithstanding any provision of this Section to the contrary, out of the unexpended and unencumbered balance in the fund at the conclusion of the 2006 Atlantic Hurricane Season, fifty million dollars, or so much thereof as may be available, shall be transferred and shall be deemed appropriated to the Louisiana Citizens Property Insurance Corporation to be used to offset any assessments or to provide for the payment of any current or other obligations on bonds or other indebtedness issued by the corporation for the purpose of paying any costs and claims that arose due to losses in Louisiana caused by hurricanes in the year 2005."

On motion of Senator Adley, the amendments were adopted.

The bill was read by title. Senator Heitmeier moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Cheek, Dardenne, Duplessis, Dupre, Ellington, Total - 37; Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson; Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Table with 2 columns: Chaisson, Total - 2; Cravins

The Chair declared the amended bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 277 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 277—

BY REPRESENTATIVES ALARIO AND TRICHE AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 277 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Finance and adopted by the Senate on June 13, 2006, on page 1, line 10, change "21-XXX" to "21-862"

AMENDMENT NO. 2

On page 4, line 18, change "\$652,410" to "\$652,680"

AMENDMENT NO. 3

On page 7, line 42, change "(122)" to "(116)"

AMENDMENT NO. 4

On page 12, between lines 16 and 17, insert the following:

"EXPENDITURES:

Debt Service Assistance Fund \$100,000,000

Program Description: Provides for implementation of the provisions of Act 41 of the First Extraordinary Session of 2006 as it relates to the Gulf Opportunity Zone Act of 2005 and more specifically the provisions of the Gulf Tax Credit Bond Program. This will provide a mechanism to provide funds to assist local political subdivisions in the payment of their outstanding debt service on those issuances that are not eligible to receive assistance under the tax-exempt financing component of the program.

Performance Indicator:

Increased participation assistance \$65-100 million dollars

TOTAL EXPENDITURES: \$100,000,000

MEANS OF FINANCE:

State General Fund (Direct) \$100,000,000

TOTAL MEANS OF FINANCING: \$100,000,000

Provided, however, that the above appropriation shall be effective only in the event and to the extent that the Joint Legislative Committee on the Budget and the State Bond Commission approve use of the Debt Service Assistance Fund to make debt service payments on state general obligation bonds.

To the extent that debt service payments on state general obligation bonds are made from funds in the Debt Service Assistance Fund, Non-Appropriated State General Fund support for debt service payments on general obligation bonds shall be reduced by a like amount."

On motion of Senator Heitmeier, the amendments were adopted.

The bill was read by title. Senator Heitmeier moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	Gautreaux B
Total - 2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator N. Gautreaux in the Chair

Called from the Calendar

Senator Lentini asked that House Bill No. 1209 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1209—
 BY REPRESENTATIVES ALARIO, CAZAYOUX, DEWITT, GALLOT, SALTER, TOOMY, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX
 AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Hines asked that House Bill No. 1244 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1244—
 BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOIE, FIELDS, JONES, AND HEITMEIER
 AN ACT

To appropriate funds for Fiscal Year 2006-2007 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1186 be called from the Calendar at this time for its final passage.

June 16, 2006

HOUSE BILL NO. 1186—
BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Smith
Dardenne	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Cravins	Ellington	Jones
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1215 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1215—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact Section 13 of Act No. 465 of the 2005 Regular Session of the Legislature as amended by Act No. 20 of the 2006 First Extraordinary Session of the Legislature, relative to revenue sharing; to provide for certain parish allocations for Fiscal Year 2005-2006; to provide with respect to the distribution of certain revenue sharing allocations; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero

Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 686 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 686—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:100.21, relative to state funds; to extend the effective date of the 2004 Overcollections Fund until June 30, 2007; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Regular Order of the Day Resumed

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

HOUSE BILL NO. 1130—

BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DANIEL, DARTEZ, DORSEY, FANNIN, FRITH, GALLOT, GLOVER, GRAY, HEBERT, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KENNEY, LAFONTA, MARCHAND, MCDONALD, MORRELL, PIERRE, QUEZAIRE, RITCHIE, ROMERO, ST. GERMAIN, AND THOMPSON

AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.101 through 9039.112, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipal, parish, or multiparish basis to promote economic development statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the boards' functions, powers, and duties; to authorize the boards to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Schedler and Adley to Reengrossed House Bill No. 1130 by Representative Richmond

AMENDMENT NO. 1

Delete Senate Floor Amendments proposed by Senator Schedler and adopted by the Senate on May 24, 2006.

AMENDMENT NO. 2

On page 3, delete line 15 in its entirety and insert in lieu thereof the following: "recreation, hospital service, and gas utility districts; (b) all other political"

AMENDMENT NO. 3

On page 3, line 27, between "district" and "as" insert ",which district shall consist of the entirety of the participating parishes and municipalities."

AMENDMENT NO. 4

On page 5, after "A.", delete the remainder of the line, delete lines 6 through 8, and on line 9, delete "may be a member of such governing authority."

AMENDMENT NO. 5

On page 6, line 14, delete "month" and insert "quarter"

AMENDMENT NO. 6

On page 7, between lines 14 and 15, insert the following:

"K. Notwithstanding any provision of this Chapter to the contrary, the receipt of funds related to recovery from, or through, the Louisiana Recovery Authority shall be subject to legislative approval as provided in R.S. 49:220.5.

"L. Notwithstanding any provision of this Chapter to the contrary, the district shall provide, on a semiannual basis, to the governing authority of each municipality and parish within the district a written report of all activities of the district in the previous six months, including personnel and financial activities and property acquisitions, leases, and dispositions, and also provide a preview of anticipated or planned district activities in the next succeeding six-month period."

AMENDMENT NO. 7

On page 8, between lines 3 and 4, insert the following:

"C.(1) Notwithstanding any other provision of this Chapter or other law to the contrary and in addition to any other action required by law, no district shall levy a tax or acquire any property, unless

prior thereto, the district complies with this Subsection.

"(2) A notice of intent shall be published by the district on two separate days in the official journal of each municipality and parish within the district. All costs associated with publication of this notice shall be borne by the district.

"(3) The notice of intent shall be provided to the governing authority of each municipality and parish within the district.

"(4) The district shall issue a press release of the intended action to newspapers with substantial distribution within the district and to broadcast media within the district."

AMENDMENT NO. 8

On page 10, at the end line 4, add the following:

"Any roll forward adjustment of ad valorem taxes by the district, as authorized by and in accordance with the Constitution of Louisiana, may be adopted only after the governing authority of each participating parish and municipality in the district has, by resolution, approved the proposed adjustment."

AMENDMENT NO. 9

On page 11, line 2, change "prescribe their duties, and fix their compensation." to "and prescribe their duties. The board, subject to the prior approval of the governing authority of each municipality and parish within the district, shall fix the compensation of the officers, agents, and employees of the district."

AMENDMENT NO. 10

On page 14, line 24, between "thereof" and "in" insert ",which shall include the proposed tax proposition."

AMENDMENT NO. 11

On page 14, and the end of line 24, add "and the official journal of each municipality and parish of the district"

AMENDMENT NO. 12

On page 14, line 25, change "ten" to "fourteen"

AMENDMENT NO. 13

On page 15, at the end of line 5, add the following:

"In no event shall a district impose any fee or user charge that exceeds the cost of the service furnished or to be furnished."

AMENDMENT NO. 14

On page 15, between lines 8 and 9, insert the following:

"E. The district shall not levy, impose, increase, decrease, or remove any tax or fee which will result in the reduction, exclusion, or exemption of any tax or fee levied or imposed by a municipality or parish within the district without the prior approval of the municipality or parish through the adoption of a resolution by its governing authority."

AMENDMENT NO. 15

On page 16, line 17, after "form a" insert "finance and"

AMENDMENT NO. 16

On page 24, between lines 4 and 5, insert the following:

"D. Nothing in this Chapter shall allow, or provide a mechanism for, the creation of a local and/or regional economic development district solely for the purpose of solid waste collection or disposal.

"E. Notwithstanding any other provision of this Chapter or other law to the contrary, no public employee or elected official, or any member of the immediate family of such employee or official, or any entity in which the employee or official has a substantial economic interest, as those terms are defined in the Code of Governmental Ethics, shall be employed or contracted by the district for at least two years after the termination of his employment or service. However, subject to the provisions of the Code of Governmental Ethics, such employee or official may serve as a member of the board of commissioners of the district."

On motion of Senator Schedler, the amendments were adopted.

June 16, 2006

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1130 by Representative Richmond

AMENDMENT NO. 1

On page 4, line 8, after "district," insert the following: "However, in no event shall any district be created as part of this Chapter whereby the boundaries of such district represent less than an entire municipality."

AMENDMENT NO. 2

On page 10, line 4, after "tax" delete the remainder of the line and insert following: "of up to five mills for public purposes, which tax shall be imposed on all taxable property within the boundaries of the participating parish or municipality, or any combination of contiguous participating parishes or municipalities."

AMENDMENT NO. 3

On page 10, line 6, after "tax" delete the remainder of the line and insert the following: "of up to two percent for public purposes within the boundaries of the participating parish or municipality, or any combination of contiguous participating parishes or municipalities, which"

AMENDMENT NO. 4

On page 10, line 14, after "within the" delete the remainder of the line and insert the following: "boundaries of the participating parish or municipality, or any combination of contiguous participating parishes or municipalities, all"

AMENDMENT NO. 5

On page 10, line 21, after "throughout the" delete the remainder of the line and insert the following: "boundaries of the participating parish or municipality, or any combination of contiguous participating parishes or municipalities."

AMENDMENT NO. 6

On page 11, line 17, delete "A."

AMENDMENT NO. 7

On page 13, delete lines 21 through 27

AMENDMENT NO. 8

On page 14, between lines 25 and 26, insert the following: "(4) As part of any tax proposed by the district, overhead and administrative expenses shall be limited to fifteen percent."

On motion of Senator Schedler, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 1130 by Representative Richmond

AMENDMENT NO. 1

On page 5, between lines 2 and 3 insert the following: "Notwithstanding any other provision to the contrary in this Chapter, no district created pursuant to the provisions of this Chapter shall have any right, power, authority, privilege, or immunity unless and until such district has been approved by a vote of the people within each parish and municipality included within the boundaries of such district. Any such district created by a vote of the people shall not seek to create or impose a tax during the same election that created the district."

On motion of Senator Fontenot, the amendments were adopted.

The bill was read by title. Senator Schedler moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Mr. President, Cravins, Kostelka, Total - 3

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

HOUSE BILL NO. 194— BY REPRESENTATIVE HUNTER AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated increase in minimum wage for state employees; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed House Bill No. 194 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 19, after "under" and before "Fair", insert "the"

On motion of Senator Jones, the amendments were adopted.

The bill was read by title. Senator Jones moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Bajoie, Gautreaux B, Heitmeier, Murray, Nevers

Broome Cheek Fields Fontenot Total - 16	Jackson Jones Marionneaux McPherson	Shepherd Ullo
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NAYS

Adley Amedee Barham Boasso Chaisson Dardenne Total - 18	Dupre Gautreaux N Hollis Kostelka Lentini Malone	Michot Quinn Romero Schedler Smith Theunissen
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ABSENT

Cain Cravins Total - 5	Duplessis Ellington	Mount
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The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Jones, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of taking up at this time.

House Concurrent Resolutions on Third Reading and Final Passage

The following House Concurrent Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 290—
BY REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 5, 2006.

The resolution was read by title. Senator Ullo moved the final passage of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Amedee Bajoie Barham Boasso Broome Chaisson Cheek Dardenne Duplessis Dupre Total - 36	Ellington Fields Fontenot Gautreaux B Gautreaux N Heitmeier Hollis Jackson Jones Kostelka Lentini Malone	Marionneaux McPherson Michot Mount Murray Nevers Quinn Romero Shepherd Smith Theunissen Ullo
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NAYS

Total - 0

ABSENT

Cain Total - 3	Cravins	Schedler
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The Chair declared the resolution was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the resolution was passed and laid the motion on the table.

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules for the purpose of taking up at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Murray asked that House Bill No. 234 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 234—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 17:436.2, relative to school board policies; to require city, parish, and other local public school boards to adopt policies prohibiting teachers from making a recommendation that a student be administered a psychotropic drug and from taking certain actions relative thereto and from suggesting any mental health diagnosis for a student; to provide relative to the authority of certain school board employees to recommend that students be evaluated; to provide relative to the authority of school employees to discuss student behavior and academic progress; to provide definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 234 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 18, change "Suggesting" to "Specifying or identifying"

AMENDMENT NO. 2

On page 2, line 10, after "professional" insert "or teacher"

AMENDMENT NO. 3

On page 2, between lines 11 and 12, insert the following:

"(2) A teacher or other certified employee of a city, parish, or other local public school board from suggesting a student be assessed or evaluated by qualified employees of the school board who perform such function.

(3) A teacher assessing or evaluating any element of a student's academic readiness, performance, or achievement."

AMENDMENT NO. 4

On page 2, line 12, change "(2)" to "(4)"

June 16, 2006

On motion of Senator Murray, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 234 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 3, between "boards" and "to" insert ", private schools, and charter schools"

AMENDMENT NO. 2

On page 1, line 6, between "board" and "employees" insert "private school, or charter school"

AMENDMENT NO. 3

On page 1, line 15, between "board" and "shall" insert ", private school, and charter school"

AMENDMENT NO. 4

On page 1, line 16, between "board" and "from" insert "or school"

AMENDMENT NO. 5

On page 2, line 8, between "board" and "who" insert ", private school, or charter school"

AMENDMENT NO. 6

On page 2, line 12, between "board" and "from" insert ", private school, or charter school"

AMENDMENT NO. 7

On page 2, line 14, between "board" and the period "." insert "private school, or charter school"

AMENDMENT NO. 8

On page 2, line 20, between "board" and the comma "," insert ", private school, or charter school"

AMENDMENT NO. 9

On page 2, line 22, between "board" and "as" insert ", private school, or charter school"

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Murray moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Lists names of senators voting 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Name, Name. Lists names of senators who were absent.

The Chair declared the amended bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator McPherson asked that House Bill No. 707 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 707—

BY REPRESENTATIVES FARRAR, RICHMOND, AND STRAIN A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 707 by Representative Farrar

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "the"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary A and adopted by the Senate on July 7, 2006, on page 1, line 9, after "bid" add a semicolon ";"

AMENDMENT NO. 3

Delete Senate Committee Amendment Nos. 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 proposed by the Senate Committee on Judiciary A and adopted by the Senate on July 7, 2006.

AMENDMENT NO. 4

On page 2, delete lines 17 through 28, and on page 3, delete lines 1 through 9, and insert the following:

"(G)(1) Except for leases or operation agreements for port facilities or airports, the state or political subdivision shall not sell or lease property which has been expropriated and held for not more than thirty years without first offering the property to the original owner or his heir at the current appraised value, or pro rata the compensation paid to the owner at expropriation, whichever is less, or, if there is no heir, to the successor in title to the owner at the time of expropriation at the current appraised value, after which the property can only be transferred by competitive bid open to the general public. After thirty years have passed from the date the property was expropriated, the state or political subdivision may sell or otherwise transfer the property as provided by law.

(2) Within one year after the completion of the project for which the property was expropriated, the state or its political subdivision which expropriated the property shall identify all property which is not necessary for the public purpose of the project and declare the property as surplus property.

(3) All expropriated property identified as surplus property shall be offered for sale to the original owner or his heir at the current appraised value or pro rata the compensation paid to the owner for the expropriation, whichever is less, or, to any other successor in title to the owner at the time of expropriation at the current appraised value, within two years after completion of the project. If the original owner, heir, or other successor in title refuses or fails to purchase the surplus property within three years from completion of

the project, then the surplus property may be offered for sale to the general public by competitive bid.

(4) After one year from the completion of the project for which property was expropriated, the original owner or the successor in title may petition the state or political subdivision which expropriated the property to have all or any portion of his property declared surplus. If the state or political subdivision refuses or fails to identify all or any portion of the expropriated property as surplus, the original owner or the successor in title may petition any court of competent jurisdiction to have the property declared surplus."

On motion of Senator McPherson, the amendments were adopted.

Rules Suspended

Senator McPherson asked for and obtained a suspension of the rules for the purpose of reconsidering the amendments just adopted. On motion of Senator McPherson the amendments were withdrawn.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 707 by Representative Farrar

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "the"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary A and adopted by the Senate on July 7, 2006, on page 1, line 9, after "bid" add a semicolon ";"

AMENDMENT NO. 3

Delete Senate Committee Amendment Nos. 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 proposed by the Senate Committee on Judiciary A and adopted by the Senate on July 7, 2006.

AMENDMENT NO. 4

On page 2, delete lines 17 through 28, and on page 3, delete lines 1 through 9, and insert the following:

"(G)(1) Except for leases or operation agreements for port facilities, highways, qualified transportation facilities or airports, the state or political subdivision shall not sell or lease property which has been expropriated and held for not more than thirty years without first offering the property to the original owner or his heir at the current appraised value, or pro rata the compensation paid to the owner at expropriation, whichever is less, or, if there is no heir, to the successor in title to the owner at the time of expropriation at the current appraised value, after which the property can only be transferred by competitive bid open to the general public. After thirty years have passed from the date the property was expropriated, the state or political subdivision may sell or otherwise transfer the property as provided by law.

(2) Within one year after the completion of the project for which the property was expropriated, the state or its political subdivision which expropriated the property shall identify all property which is not necessary for the public purpose of the project and declare the property as surplus property.

(3) All expropriated property identified as surplus property shall be offered for sale to the original owner or his heir at the current appraised value or pro rata the compensation paid to the owner for the expropriation, whichever is less, or, to any other successor in title to the owner at the time of expropriation at the current appraised value, within two years after completion of the project. If the original owner, heir, or other successor in title refuses or fails to purchase the surplus property within three years from completion of the project, then the surplus property may be offered for sale to the general public by competitive bid.

(4) After one year from the completion of the project for which

property was expropriated, the original owner or the successor in title may petition the state or political subdivision which expropriated the property to have all or any portion of his property declared surplus. If the state or political subdivision refuses or fails to identify all or any portion of the expropriated property as surplus, the original owner or the successor in title may petition any court of competent jurisdiction to have the property declared surplus."

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator McPherson moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Schedler
Cravins	Shepherd
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Dardenne asked that House Bill No. 58 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 58—
BY REPRESENTATIVES DANIEL AND M. POWELL
AN ACT

To enact R.S. 44:12.1, relative to public records; to prohibit the use of only oral contacts and interviews for certain applicants for certain public positions; to provide for the examination, inspection, copying, or reproduction of certain specific records; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray

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Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Cain	Cravins	Schedler
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Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Fontenot asked that House Bill No. 772 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 772—

BY REPRESENTATIVES CROWE, BRUCE, DOWNS, FRITH, KENNEY, LAFLEUR, MORRISH, JACK SMITH, ST. GERMAIN, AND STRAIN
AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 3:2365 and R.S. 29:726(E)(21) and 729(E)(14), relative to the creation of a pet disaster operation plan and registration system; to provide for the Louisiana Pet Registry; to provide for registration requirements; to provide relative to identification numbers; to provide relative to fees; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Gautreaux N
------	-------------

Cravins

Schedler

Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator N. Gautreaux asked that House Bill No. 347 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 347—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 3:3004(B), relative to impounding livestock found at large; to increase the fee for retrieval of escaped livestock in Vermilion Parish; and to provide for related matters.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 347 by Representative Frith

AMENDMENT NO. 1

On page 2, line 1, after "thereafter" delete the remainder of the line and insert "if the office secures the"

On motion of Senator N. Gautreaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 347 by Representative Frith

AMENDMENT NO. 1

On page 1, line 18, after "(2)" delete "In" and insert "Except during a gubernatorially declared state of emergency, in"

AMENDMENT NO. 2

On page 2, line 4, after "animal." insert "During a gubernatorial declared state of emergency, the provisions of Paragraph (1) of this Subsection shall apply to Vermilion Parish."

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator N. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Dupre
Total - 35

NAYS

Total - 0

ABSENT

Cain
Cravins
Total - 4

Gautreaux N
Schedler

The Chair declared the amended bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Jones asked for a suspension of the rules for the purpose of reconsidering the vote on House Bill No. 194.

Senator Adley objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Broome	Heitmeier	Shepherd
Chaisson	Jones	Smith
Dupre	Marionneaux	Ullo
Fields	McPherson	
Total - 20		

NAYS

Adley	Ellington	Malone
Barham	Hollis	Michot
Boasso	Jackson	Quinn
Cheek	Kostelka	Romero
Dardenne	Lentini	Theunissen
Total - 15		

ABSENT

Cain	Duplessis
Cravins	Schedler
Total - 4	

The Chair declared the rules were suspended.

Reconsideration

On motion of Senator Jones, pursuant to the previous notice given, the vote by which the following bill failed to pass earlier today was reconsidered.

HOUSE BILL NO. 194—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated increase in minimum wage for state employees; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Murray
Bajoie	Heitmeier	Nevers
Broome	Jones	Shepherd
Cheek	McPherson	Ullo
Fields	Mount	
Total - 14		

NAYS

Adley	Fontenot	Michot
Barham	Gautreaux N	Quinn
Boasso	Hollis	Romero
Chaisson	Kostelka	Smith
Dardenne	Lentini	Theunissen
Dupre	Malone	
Ellington	Marionneaux	
Total - 19		

ABSENT

Amedee	Cravins	Jackson
Cain	Duplessis	Schedler
Total - 6		

The Chair declared the bill failed to pass. Senator Adley moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

**House Bills and Joint Resolutions on
Third Reading
and Final Passage Subject to Call, Resumed**

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Lentini asked that House Bill No. 716 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 716—
BY REPRESENTATIVE BEARD
A JOINT RESOLUTION

Proposing to amend Article IV, Sections 15 and 16 of the Constitution of Louisiana, to provide for the filling of a vacancy in a statewide elective office other than the office of governor; to provide for certain procedures and limitations; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 34		

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NAYS

Total - 0

ABSENT

Cain	Jackson	Schedler
Cravins	Nevers	
Total - 5		

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Motion to Consider

Senator Shepherd moved the adoption of a motion to allow the Senate to consider House Bill No. 1248 on Third Reading and Final Passage, Subject to Call, after 6:00 p. m. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Nevers
Chaisson	Fields	Quinn
Dardenne	Fontenot	Shepherd
Duplessis	Marionneaux	Smith
Dupre	Murray	
Total - 14		

NAYS

Adley	Cheek	Michot
Amedee	Jones	Mount
Bajoie	Kostelka	Romero
Barham	Lentini	Theunissen
Broome	Malone	Ullo
Total - 15		

ABSENT

Boasso	Gautreaux N	McPherson
Cain	Heitmeier	Schedler
Cravins	Hollis	
Gautreaux B	Jackson	
Total - 10		

The Chair declared that the motion to allow the Senate to consider House Bill No. 1248 after, 6:00 p. m. on the 82nd calendar day failed to be adopted.

Motion to Consider

Senator Jones moved the adoption of a motion to allow the Senate to consider House Bill No. 374 on Third Reading and Final Passage, Subject to Call, after 6:00 p. m. 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Jackson
Adley	Duplessis	Jones
Amedee	Dupre	McPherson
Bajoie	Fields	Murray
Barham	Gautreaux B	Nevers
Broome	Gautreaux N	Romero
Chaisson	Heitmeier	Shepherd
Cheek	Hollis	Ullo

Total - 24

NAYS

Ellington	Lentini	Mount
Fontenot	Malone	Smith
Kostelka	Michot	Theunissen
Total - 9		

ABSENT

Boasso	Cravins	Quinn
Cain	Marionneaux	Schedler
Total - 6		

The Chair declared that the motion to allow the Senate to consider House Bill No. 374 after the 82nd calendar day failed to be adopted.

Motion to Consider

Senator Cheek moved the adoption of a motion to allow the Senate to consider House Bill No. 1404 on Third Reading and Final Passage, Subject to Call, after 6:00 p. m. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Romero
Boasso	Gautreaux N	Shepherd
Broome	Heitmeier	Smith
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total - 31		

NAYS

Kostelka	Mount
Malone	Quinn
Total - 4	

ABSENT

Cain	Michot
Cravins	Schedler
Total - 4	

The Chair declared that the motion to allow the Senate to consider House Bill No. 1404 after 6:00 p. m. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

Senator McPherson moved the adoption of a motion to allow the Senate to consider House Bill No. 1235 on Third Reading and Final Passage, Subject to Call, after 6:00 p. m. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Murray
Amedee	Fields	Nevers

Bajoie	Fontenot	Quinn
Barham	Gautreaux B	Romero
Boasso	Hollis	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Dupre	McPherson	
Total - 23		

NAYS

Mr. President	Heitmeier	Marionneaux
Broome	Jackson	Mount
Chaisson	Jones	
Gautreaux N	Kostelka	
Total - 10		

ABSENT

Cain	Duplessis	Schedler
Cravins	Michot	Shepherd
Total - 6		

The Chair declared that the motion to allow the Senate to consider House Bill No. 1235 after 6:00 p. m. on the 82nd calendar day failed to be adopted.

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules to advance to the order of Senate Bills Returned from the House with amendments and to take up Senate Bill No. 742 out of its regular order.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 742— (Substitute of Senate Bill No. 105 by Senator Marionneaux)

BY SENATORS MARIONNEAUX, DARDENNE, FIELDS, JONES, ULLO, HOLLIS, SCHEDLER AND BROOME

AN ACT

To amend and reenact R.S. 40:1300.45(B) and to enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251 through 1300.253, 1300.255, 1300.261 through 1300.263, and to repeal Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.21 through 1300.28, and R.S. 40:1300.41, 1300.42, 1300.43, 1300.46, 1300.47, and 1300.48, relative to prohibiting and penalizing smoking in certain places; to provide relative to the preservation and improvement of the health, comfort, and environment of the people of the state by limiting exposure to tobacco smoke; to create the Louisiana Smokefree Air Act; to provide relative to purposes, definitions, restrictions, and exceptions; to prohibit certain activity and to provide penalties for violation; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 27, at the beginning of the line before "**For**" delete "**A.**"

AMENDMENT NO. 2

On page 5, line 15, change "**not more than twenty percent of**

rooms" to "**a minimum of twenty percent to a maximum of fifty percent of the hotel rooms, at the discretion of the hotel owner or general manager.**"

AMENDMENT NO. 3

On page 5, line 19, after "**restaurant**" and before the period "." insert "**and is completely enclosed from floor to ceiling inclusive of the doorway. Such enclosure shall be perfected by July 1, 2008**"

AMENDMENT NO. 4

On page 5, line 24, after "**apartments in**" delete "**nursing homes.**"

AMENDMENT NO. 5

On page 6, line 9, after "**restaurants**" and before "**that**" insert "**, including snack bars and any other type of eating area whether such area is separated from the gaming area**"

AMENDMENT NO. 6

On page 6, line 10, after "**conducted**" and before the period "." insert "**regardless of any type of license issued relevant to the operation of the restaurant**"

AMENDMENT NO. 7

On page 6, between lines 21 and 22 insert the following:

"(11) Designated and well ventilated smoking rooms in nursing homes which permit smoking.

(12) A hotel or motel room operated by a casino or gaming operation which is rented to a guest.

(13) An outdoor patio, whether or not food is served."

AMENDMENT NO. 8

On page 7, line 3, change "**intentional**" to "**international**"

AMENDMENT NO. 9

On page 7, line 25, after "**B.**" and before "**Any**" delete "**(1)(a)**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

Delete House Committee Amendment No. 9 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

AMENDMENT NO. 2

On page 1, line 2, delete "amend and reenact R.S. 40:1300.45(B) and to"

AMENDMENT NO. 3

On page 1, line 6 after "1300.28," delete the remainder of the line and insert in lieu thereof:

"and Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.41 through 1300.48,"

AMENDMENT NO. 4

On page 1, line 7, delete "1300.47, and 1300.48,"

AMENDMENT NO. 5

On page 1, line 15, delete "R.S. 40:1300.45(B) is hereby amended and reenacted and"

AMENDMENT NO. 6

On page 2, delete lines 2 through 7 in their entirety

AMENDMENT NO. 7

On page 7, delete line 26 and insert in lieu thereof the following "**40:1300.255(A)(1), (2), and (3) shall, upon a first offense, be fined twenty-five dollars.**

(b) Any person who is guilty of violating such prohibition a second time shall be fined fifty dollars.

(c) Any person who is guilty of violating such prohibition a third or subsequent time shall be fined one hundred dollars.

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(2)(a) Any employer who is guilty of a violation of the prohibition in R.S. 40:1300.255(A)(4) shall, upon a first offense, be fined one hundred dollars.

(b) Any employer who is guilty of violating such prohibition a second time shall be fined two hundred fifty dollars.

(c) Any employer who is guilty of violating such prohibition a third or subsequent time shall be fined five hundred dollars."

AMENDMENT NO. 8

On page 8, line 22, after "1300.28" delete the remainder of the line in its entirety and delete line 23 in its entirety and insert in lieu thereof:

"and Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.41 through 1300.48, are hereby repealed."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 6, between lines 21 and 22 insert the following:

"(14) Any state, local, or private correctional facility prior to August 15, 2009. After August 15, 2009 smoking shall be prohibited in any state, local, or private correctional facility."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

In Amendment No. 2 of the set of amendments proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006, on page 1, at the end of line 4, delete "a minimum of " and at the beginning of line 5, delete "twenty percent to"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 4, line 13, after "elsewhere," delete the remainder of the line in its entirety and delete line 14 in its entirety and insert in lieu thereof the following:

"The term "restaurant" shall include a bar located within a restaurant."

AMENDMENT NO. 2

On page 5, line 18, after "Any bar" delete the remainder of the line in its entirety and delete line 19 in its entirety and insert in lieu thereof a period "."

AMENDMENT NO. 3

Delete House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

Senator Marionneaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Amedee Fields McPherson
Bajoie Gautreaux B Mount
Barham Gautreaux N Nevers

Boasso Heitmeier Quinn
Broome Hollis Romero
Chaisson Jackson Shepherd
Cheek Jones Smith
Dardenne Kostelka Theunissen
Duplessis Lentini Ullo
Total - 30

NAYS

Adley Malone
Fontenot Murray
Total - 4

ABSENT

Cain Ellington Schedler
Cravins Michot
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Marionneaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 6

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 6 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 8, after "for sale" delete "or manufacture" and insert "at retail"

AMENDMENT NO. 2

On page 2, delete lines 11 through 15 in their entirety

AMENDMENT NO. 3

On page 2, line 16, change "E." to "D."

Senator Shepherd moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields McPherson
Adley Fontenot Mount
Amedee Gautreaux B Murray
Barham Gautreaux N Nevers
Broome Heitmeier Quinn
Chaisson Hollis Romero
Cheek Jackson Smith
Dardenne Jones Theunissen
Duplessis Malone Ullo
Dupre Marionneaux
Total - 29

NAYS

Boasso Kostelka Lentini
Total - 3

ABSENT

Bajoie	Ellington	Shepherd
Cain	Michot	
Cravins	Schedler	
Total - 7		

The Chair declared the amendments proposed by the House were concurred in. Senator Shepherd moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 7—
BY SENATOR NEVERS

AN ACT

To amend and reenact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21 and 557.22, relative to agricultural and seafood products; to require state agencies to assist the Department of Economic Development in the development, registration, and licensing of any trademark or label for use in promoting Louisiana agricultural and seafood products; to authorize the Department of Economic Development to sell licenses for such trademarks or labels; to create the Agricultural and Seafood Products Support Fund; to provide for the use of monies in the fund; to require the promulgation of rules and regulations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Engrossed Senate Bill No. 7 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 26, after "label" insert "**developed and registered by the department**"

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Fields	Marionneau
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Cain	Ellington	Schedler
Cravins	Michot	Shepherd
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by

which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 27—

BY SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A), and to add Article I, Section 4(G), of the Constitution of Louisiana; to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide relative to compensation paid for the taking of, or loss or damage to, property rights affected by certain hurricane protection or flood control activities, and for levees and levee drainage purposes; to provide that compensation for such takings shall be limited and governed by the Fifth Amendment of the United States Constitution; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Pitre to Engrossed Senate Bill No. 27 by Senator Dupre (Duplicate of House Bill No. 450)

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "relative" and at the beginning of line 5, delete "to" and insert "that"

AMENDMENT NO. 2

On page 1, line 6, after "certain" delete "hurricane protection or" and after "control" delete the remainder of the line and delete line 7 in its entirety and insert "projects shall be"

AMENDMENT NO. 3

On page 1, line 8, after "Constitution;" delete "and"

AMENDMENT NO. 4

On page 1, at the end of line 10, delete the period "." and insert a semicolon and "and to provide for related matters."

AMENDMENT NO. 5

On page 2, line 2, after "(G)" delete the remainder of the line and insert "Compensation paid"

AMENDMENT NO. 6

On page 2, line 3, after "rights" delete "affected by" and insert "for the construction, enlargement, improvement, or modification of"

AMENDMENT NO. 7

On page 2, line 4, after "protection" change "or" to "and" and after "control" delete the remainder of the line and insert "projects, including levees"

AMENDMENT NO. 8

On page 2, line 5, delete "water control structures." and at the end of the line delete "be limited to and" and insert "not exceed the compensation"

AMENDMENT NO. 9

On page 2, line 6, delete "governed by the amount and circumstances"

AMENDMENT NO. 10

On page 2, at the beginning of line 20, delete "Such" and insert "With respect to lands and improvements actually used or destroyed in the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, such"

AMENDMENT NO. 11

On page 2, at the beginning of line 21, change "Article 1," to "Article

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L"

AMENDMENT NO. 12

On page 3, line 8, after "affected by" insert "the construction, enlargement, improvement, or modification of"

AMENDMENT NO. 13

On page 3, delete lines 9 and 10 in their entirety and insert "projects, including levees and mitigation related thereto, shall be"

AMENDMENT NO. 14

On page 3, line 11, after "limited to" delete "fair market value and governed" and insert "the compensation required"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 27 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "42(A)" delete the comma ","

AMENDMENT NO. 2

On page 1, line 2, after "4(G)" delete the comma ","

AMENDMENT NO. 3

On page 1, line 14, after "4(G)" delete the comma ","

AMENDMENT NO. 4

On page 1, after line 17, insert "Section 4."

AMENDMENT NO. 5

Delete House Floor Amendments Nos. 6 and 7 from the set of conforming amendments proposed by Representative Pitre and adopted by the House of Representatives on May 3, 2006

AMENDMENT NO. 6

On page 2, line 3, after "rights" delete the remainder of the line and delete line 4 and insert "for the construction, enlargement, improvement, or modification of federal or non-federal hurricane protection projects, including"

AMENDMENT NO. 7

On page 2, line 5, before "mitigation" delete "and"

AMENDMENT NO. 8

On page 2, line 11, after "42(A)" delete the comma ","

AMENDMENT NO. 9

In House Floor Amendment No. 10 in the set of conforming amendments proposed by Representative Pitre and adopted by the House of Representatives on May 3, 2006, on page 2, delete line 1 and insert "modification of federal or non-federal hurricane protection projects, including"

AMENDMENT NO. 10

On page 2, line 21, after "4(G)" delete the comma ","

AMENDMENT NO. 11

Delete House Floor Amendments Nos. 12 and 13 from the set of conforming amendments proposed by Representative Pitre and adopted by the House of Representatives on May 3, 2006

AMENDMENT NO. 12

On page 3, line 8, after "affected by" delete the remainder of the line and delete lines 9 and 10 and insert "the construction, enlargement, improvement, or modification of hurricane protection projects, including mitigation related thereto, shall be"

AMENDMENT NO. 13

On page 3, at the end of line 12, change "adds" to "Adds"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 27 by Senator Dupre

AMENDMENT NO. 1

On page 2, at the end of line 7, add the following:

"However, this Paragraph shall not apply to compensation paid for a building or structure that was destroyed or damaged by an event for which a presidential declaration of major disaster or emergency was issued, if the taking occurs within three years of such event. The legislature by law may provide procedures and definitions for the provisions of this Paragraph."

AMENDMENT NO. 2

On page 3, on 12, after "Constitution" delete the period and insert in lieu thereof:

"; to provide an exception for the taking of buildings or structures destroyed or damaged by an event for which a presidential declaration of major disaster or emergency was issued, if the taking occurs within three years of such event; and to authorize the legislature by law to provide procedures and definitions for these requirements."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Cain	Ellington	Michot
Cravins	McPherson	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 49— BY SENATOR MARIONNEAUX AN ACT

To enact Code of Civil Procedure Article 2168, relative to courts, appellate procedure and opinions; to provide that opinions of the supreme court and courts of appeal shall be published; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Engrossed Senate Bill No. 49 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 3, after "opinions;" delete the remainder of the line and on line 4, delete "published;" and insert "to provide for posting unpublished opinions of the court on Internet websites; to provide that such opinions may be cited; to provide for the form of such citation;"

AMENDMENT NO. 2

On page 1, delete lines 7 through 9 and insert the following:
"Art. 2168. Posting of unpublished opinions; citation
A. The unpublished opinions of the supreme court and the courts of appeal shall be posted by such courts on the Internet websites of such courts.

B. Opinions posted as required in this Article may be cited as authority and, if cited, shall be cited by use of the case name and number assigned by the posting court."

Senator Marionneaux moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Total - 33; Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Lentini; Malone, Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Smith, Theunissen, Ullo

NAYS

Kostelka
Total - 1

ABSENT

Table with 3 columns of names: Cain, Cravins, Total - 5; Michot, Schedler; Shepherd

The Chair declared the amendments proposed by the House were rejected. Senator Marionneaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 58—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2286.1(A) and (B), relative to environmental quality; to provide relative to the voluntary investigation and remediation of immovable property; to provide for a work plan; to provide for submittal and review of such plan; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 58 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 10, delete "After" and insert "In order to receive immunity from liability pursuant to R.S. 30:2285.1, after"

AMENDMENT NO. 2

On page 2, line 12, change "may" to "shall"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Engrossed Senate Bill No. 58 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 2, after "(B)" and before the comma "," insert "and to enact R.S. 30:2285.1(E)"

AMENDMENT NO. 2

On page 1, line 3, after "action;" insert "to provide for exceptions for certain wastes from the voluntary and remedial action program;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 30:2285.1(E) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§2285.1. Voluntary remedial actions; liability exemption

* * *

E. This Part shall not be applicable to the investigation and remediation of drilling fluids, produced waters, or other wastes associated with the exploration, development, or production of crude oil, natural gas, or geothermal energy which are subject to regulation by the Department of Natural Resources.

* * *

Senator Fontenot moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Total - 35; Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone; Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Cain, Cravins, Total - 4; Michot, Schedler

The Chair declared the amendments proposed by the House were rejected. Senator Fontenot moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 64—

BY SENATOR DUPRE AND REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 38:281(3) and (4), and to enact R.S. 38:249 and R.S. 49:213.10(D), relative to the taking of property; to provide relative to hurricane protection and flood control

activities, and levees and levee drainage; to provide relative to the taking of property for certain purposes; to provide relative to compensation; to provide relative to determinations and limitations of the amount of compensation; to provide certain conditions, definitions, and procedures; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Pitre to Engrossed Senate Bill No. 64 by Senator Dupre (Duplicate of House Bill No. 451)

AMENDMENT NO. 1

On page 1, line 3 after "taking of" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "property for the construction of flood control projects;"

AMENDMENT NO. 2

On page 1, at the beginning of line 15, after "the" delete "Louisiana" and after "Constitution" delete the comma " ," and insert "of Louisiana."

AMENDMENT NO. 3

On page 1, line 16, after "affected by" insert "the construction, enlargement, improvement, or modification of" and after "protection" change "or" to "and"

AMENDMENT NO. 4

On page 2, delete line 17 in its entirety and insert "projects, including levees"

AMENDMENT NO. 5

On page 2, line 1, after "shall" delete the remainder of the line and on line 2, delete "and circumstances" and insert "not exceed the compensation"

AMENDMENT NO. 6

On page 2, line 6, after "Subsection A" delete the comma " ," and insert "of this Section" and after "compensation" delete the remainder of the line

AMENDMENT NO. 7

On page 2, at the beginning of line 7, delete "and circumstances"

AMENDMENT NO. 8

On page 2, line 21, delete "However, pursuant" and insert "Pursuant"

AMENDMENT NO. 9

On page 2, line 22, after "of the" delete "Louisiana" and after "Constitution" delete the comma " ," and insert "of Louisiana."

AMENDMENT NO. 10

On page 2, line 23, after "shall" delete the remainder of the line and at the beginning of line 24, delete "circumstances" and insert "not exceed the compensation"

AMENDMENT NO. 11

On page 3, at the end of line 1, delete "Louisiana"

AMENDMENT NO. 12

On page 3, at the beginning of line 2, after "Constitution" delete the comma " ," and insert "of Louisiana," and at the end of the line delete "be limited to and" and on line 3, delete "governed by the amount and circumstances" and insert "not exceed fair market value and shall not exceed the compensation"

AMENDMENT NO. 13

On page 3, line 12, delete "affected by" and insert "necessary for the construction, enlargement, improvement, or modification of" and at the end of the line change "or" to "and"

AMENDMENT NO. 14

On page 3, line 13, after "flood control" delete the remainder of the line and at the beginning of line 14, delete "structures," and insert "projects, including levees"

AMENDMENT NO. 15

On page 3, at the end of line 14, delete "and governed by" and at the beginning of line 15, delete "the amount and circumstances" and insert "the compensation"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 64 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "and (4)" delete the comma " ,"

AMENDMENT NO. 2

On page 1, at the beginning of line 6, insert "to provide relative to"

AMENDMENT NO. 3

On page 1, line 14, after "4(G)" delete the comma " ,"

AMENDMENT NO. 4

Delete House Floor Amendments Nos. 3 and 4 from the set of conforming amendments proposed by Representative Pitre and adopted by the House of Representatives on April 27, 2006

AMENDMENT NO. 5

On page 1, line 16, after "affected by" delete the remainder of the line and delete line 17 and on page 2, line 1 delete "and" and insert the following:

"the construction, enlargement, improvement, or modification of federal or non-federal hurricane protection projects, including"

AMENDMENT NO. 6

On page 2, line 21, after "4(G)" delete the comma " ,"

AMENDMENT NO. 7

On page 3, line 1, after "4(G)" delete the comma " ,"

AMENDMENT NO. 8

Delete House Floor Amendments Nos. 13 and 14 from the set of conforming amendments proposed by Representative Pitre and adopted by the House of Representatives on April 27, 2006

AMENDMENT NO. 9

On page 3, line 12, after "property rights" delete the remainder of the line and delete line 13 and at the beginning of line 14 delete "structures, and" and insert "necessary for the construction, enlargement, improvement, or modification of federal or non-federal hurricane protection projects, including"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 64 by Senator Dupre

AMENDMENT NO. 1

On page 2, between lines 10 and 11, insert: "D. As provided in Article I, Section 4(G) of the Constitution of Louisiana, the provisions of this Section shall not apply to compensation paid for a building or structure that was destroyed or damaged by an event for which a presidential declaration of major disaster or emergency was issued, if the taking occurs within three years of such event."

AMENDMENT NO. 2

On page 2, at the end of line 25, delete the period and insert: "unless an exception as provided in Article I, Section 4(G) of the Constitution of Louisiana is applicable."

AMENDMENT NO. 3

On page 3, at the end of line 4, delete the period and insert:
 "unless an exception as provided in Article I, Section 4(G) of the Constitution of Louisiana is applicable."

AMENDMENT NO. 4

On page 3, at the end of line 16, delete the period and insert:
 "unless an exception as provided in Article I, Section 4(G) of the Constitution of Louisiana is applicable."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Marionneaux	
Total - 31		

NAYS

Barham	Gautreaux N
Total - 2	

ABSENT

Cain	Malone	Schedler
Cravins	Michot	Shepherd
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 101—
 BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 26:90(I) and (J) and 286(I) and (J), and to enact R.S. 26:90(K) and 286(K), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 101 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and insert "14:93.11(B)."

AMENDMENT NO. 2

On page 1, line 3, delete "and 286(K)."

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 26:90(I) and (J) and 286(I) and (J) are" to "R.S. 14:93.11(B) is"

AMENDMENT NO. 4

On page 1, at the beginning of line 7, delete "and R.S. 26:90(K) and 286(K) are hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 8 through 17 in their entirety and insert the following:

"§93.11. Unlawful sales to persons under twenty-one

B. Whoever violates the provisions of this Section shall be fined not ~~more than one hundred dollars or less than five hundred dollars~~ nor more than one thousand dollars and imprisoned for not less than thirty days nor more than six months, ~~or both.~~"

AMENDMENT NO. 6

On page 2, delete lines 1 through 21 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Reengrossed Senate Bill No. 101 by Senator McPherson

AMENDMENT NO. 1

In Amendment No. 5 proposed by the House Committee on Judiciary and adopted by the House on June 6, 2006, on page 1, line 17, after "dollars" and before "imprisoned" change "and" to "or"

AMENDMENT NO. 2

In Amendment No. 5 proposed by the House Committee on Judiciary and adopted by the House on June 6, 2006, on page 1, line 18, after "months" insert a comma "," and "or both"

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Michot	Shepherd
Cravins	Schedler	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 140—
 BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(3), relative to unclaimed property; to reduce the time period under which certain stocks and related distributions are presumed abandoned; and to

June 16, 2006

provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 140 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "9:154(A)(3)" and before the comma ", " insert "and 174"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "abandoned" and the semicolon ";" insert "to provide relative to the award of attorney fees for enforcement;"

AMENDMENT NO. 3

On page 1, line 6, after "9:154(A)(3)" and before "hereby" delete "is" and insert "and 174 are"

AMENDMENT NO. 4

On page 2, after line 13, insert the following: "§174. Enforcement

The administrator may maintain an action in this or another state to enforce this Chapter. The court may award reasonable attorney fees to the prevailing party administrator."

Senator Ellington moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Adley, Cravins, Michot, Cain, Fields, Schedler.

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 156— BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the jurisdiction of city courts; to provide relative to the City Court of Winnsboro; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 156 by Senator Ellington

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"Section 2. The Louisiana State Law Institute is directed, if both SB 156 and HB 422 of this 2006 Regular Session of the Louisiana Legislature are enacted into law, regardless of which one is enacted last, to merge and incorporate SB 156 into HB 422 in the appropriate existing paragraph based on the jurisdictional amount in the correct alphabetical order."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kenney to Engrossed Senate Bill No. 156 by Senator Ellington

AMENDMENT NO. 1

On page 1 delete line 5 in its entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed Senate Bill No. 156 by Senator Ellington

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"Section 2. The Louisiana State Law Institute is directed, if both SB 156 and HB 422 of the 2006 Regular Session of the Louisiana Legislature are enacted into law, regardless of which one is enacted last, to merge and incorporate SB 156 into HB 422 in the appropriate paragraph for its jurisdictional amount in the correct alphabetical order."

Senator Ellington moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Lentini, Malone, Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Cain, Cravins, Kostelka, Michot, Schedler.

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on

the table.

SENATE BILL NO. 169—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:969(G) and (I) and to enact R.S. 13:961(F)(1)(r), relative to court reporter fees in the Twenty-Ninth Judicial District Court; to authorize the judges en banc to set the fees for each page and for each copied page of transcribed testimony; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 169 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 15, after "law" and before the period "." insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony."

AMENDMENT NO. 2

On page 2, line 6, after "testimony" and before "shall" insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony."

AMENDMENT NO. 3

On page 2, line 25, after "testimony" and before "shall" insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed Senate Bill No. 169 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "and" and before "to" insert "980(D) and"

AMENDMENT NO. 2

On page 1, line 7, after "and (I)" and before "are" insert "980(D)"

AMENDMENT NO. 3

On page 3, after line 2, insert the following:
"§980. Court reporters for the Thirty-Fourth Judicial District

* * *

D. In all cases the reporter shall be paid a fee of ~~one dollar and fifty cents~~ as determined by a majority of the judges en banc which fee shall not exceed two dollars and seventy-five cents for each original thirty-two line page transcribed and, where a copy is requested by a litigant, shall furnish such copy and be paid a fee of ~~seventy-five~~ twenty-five cents for each page thereof. At the request of any of the parties to any proceedings, or at the order of a district judge, the court reporter shall transcribe all or part of the testimony or other matter taken down and shall furnish as many copies thereof as may be required by law for an appeal. The reporter, except when ordered by the judge, shall not be required to file or furnish any transcribed testimony until the transcription fee is paid. If those parties, or the judge, direct the original transcription, each party shall pay the expense of transcribing the testimony offered by him. No fee shall be allowed for transcribing matter other than testimony, objections and rulings thereon, bills, notes of evidence, and such other matters as may be ordered by the judge. All such fees shall be paid directly to the court reporter performing the service as additional compensation and shall be taxed as costs.

In case the original transcription of the court reporter's notes shall be requested by a litigant, after judgment and for the purpose of an appeal, the whole cost of transcription shall be paid primarily by the requesting party, but ultimately shall be taxed as costs.

If any party refuses or fails to pay his share of the costs of transcription within a reasonable time, to be fixed by the court, the case shall be decided as if the testimony of that party had not been offered.

* * *

Senator Chaisson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Cain	Ellington	Schedler
Cravins	Michot	Shepherd

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Chaisson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 181—
BY SENATOR JONES

AN ACT

To enact Subpart G of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2892.1 through 2892.9, relative to property adjudicated to a municipality; to provide for the authorization of the city of Monroe to adjudicate property; to provide for notice to the owner; to provide for the applicability to redemptive periods; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due and other costs associated with the sale; to provide for the sale or transfer of adjudicated property; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 181 by Senator Jones

AMENDMENT NO. 1

On page 4, line 24, following "shall" and before "less" change "not sell for" to "be for no"

AMENDMENT NO. 2

On page 5, line 1, between the ";" and "the" insert "but before the signing of the ex parte order of possession and transfer of ownership."

June 16, 2006

AMENDMENT NO. 3

On page 5, line 2, following "1" delete the remainder of the line

AMENDMENT NO. 4

On page 5, line 3, delete "possession and transfer of ownership."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Reengrossed Senate Bill No. 181 by Senator Jones

AMENDMENT NO. 1

On page 2, at the end of line 11, insert the following:

"The tax collector's determination of the amount of monies to be deposited by the purchaser shall be equal to the expenses of the sale, including advertising, taxes due, and other costs associated with such sale as evidence of good faith in the application."

AMENDMENT NO. 2

On page 2, line 14, after "tax debtor" delete "and other" and insert in lieu thereof the following:

"by registered or certified mail, postage prepaid, addressed to the tax debtor at his last known addresses. Other"

AMENDMENT NO. 3

On page 2, line 14, after "parties" insert "shall be notified"

AMENDMENT NO. 4

On page 2, line 20, after "The" insert "mailed notice and" and at the end of the line insert a semi colon ";" and "inclusive of the owner of record, if known, the tax lot, block number, and street addresses;"

AMENDMENT NO. 5

On page 2, line 21, after "Publication" insert "and mailing"

AMENDMENT NO. 6

On page 3, line 16, after "was" insert "appraised," and insert a comma "," after "advertised"

AMENDMENT NO. 7

On page 3, line 18, delete "for a particular amount"

AMENDMENT NO. 8

On page 3, line 19, after "advertised" insert "and offered"

AMENDMENT NO. 9

On page 3, line 24, after "deposited" change "a certain" to "the requisite"

AMENDMENT NO. 10

On page 4, line 5, after "value" insert "and situs"

AMENDMENT NO. 11

On page 4, line 11, change "conduct" to "perfect"

AMENDMENT NO. 12

On page 4, at the end of line 26, delete "the period" and insert "on its advertisement. The minimum price in the second advertisement shall not be less than one-third of the appraised value, plus advertising costs, taxes owed, and other cost associated with the sale."

AMENDMENT NO. 13

On page 5, line 7, delete "condition" and insert in lieu thereof "expenses of the sale, including advertising, taxes due, and other costs associated with the sale"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneau
Adley	Fontenot	McPherson
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Chaisson	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Cain	Cravins	Michot
Cheek	Ellington	Schedler

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 214—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:2500(C)(1), relative to municipal courts; to provide for penalties for the violation of a municipal ordinance in New Orleans; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 214 by Senator Murray

AMENDMENT NO. 1

On page 1, line 10, after "dollars" delete the remainder of the line and insert in lieu thereof "as"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, delete "amount"

AMENDMENT NO. 3

On page 1, line 14, after the period "." add "The authority of a local governing authority to replicate state criminal statutes by local ordinance pursuant to the provisions of R.S. 14:143 shall apply to misdemeanors only."

Senator Murray moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero

Broome	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Ellington	Schedler
Cravins	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were rejected. Senator Murray moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 226—

BY SENATOR N. GAUTREAUX

AN ACT

To repeal R.S. 13:2583(D), relative to constables; to remove the mandatory age requirement at which constables must retire; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 226 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, delete lines 2 through 3 in their entirety and insert the following:

"To amend and reenact R.S.13:2582(A) and 2583(A) and to repeal R.S. 13:2583(D), relative to qualifications for the offices of justice of the peace and constable; to provide for qualifications of office; to repeal provisions that provide that a constable shall not remain in office beyond his seventy-fifth birthday and exceptions for certain constables in office on August 15, 1995; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 5 through 10 in their entirety and insert the following:

"Section 1. R.S. 13:2582(A) and 2583(A) are hereby amended and reenacted to read as follows:

§2582. Justices of the peace; qualifications; election; term of office; nullity; persons ineligible

A. (1) Each justice of the peace shall be of good moral character, a qualified elector, a resident of the ward and district from which elected, and able to read and write the English language correctly. Each person qualifying for the office of justice of the peace shall possess a high school diploma or its equivalent as determined by the State Board of Elementary and Secondary Education by the date of qualification to run for office in the year 2008. Each shall possess such other qualifications as are provided by law.

(2) Beginning in the year 2008, to qualify to run for the office of justice of the peace, a person shall not have attained the age of seventy years by the date of qualification to run for office. A justice of the peace who attains seventy years of age while serving a term of office shall be allowed to complete that term of office.

§2583. Constables; election; term of office; qualifications

A. (1) There shall be one constable for the court of each justice of the peace in the several parishes of the state, who shall be of good moral character, be able to read and write the English language, possess a high school diploma or its equivalent as determined by the State Board of Elementary and Secondary Education, and be an elector and resident of the ward or district from which elected. However, the requirement of a high school diploma or its equivalent

does not apply to any constable who was in office as a constable or elected to the office of constable on or before November 19, 1995, in terms of his qualification to remain in office or to seek reelection to a consecutive term. He shall possess such other qualifications as are provided by law.

(2) Beginning in the year 2008, to qualify to run for the office of constable, a person shall not have attained the age of seventy years of age by the date of qualification to run for office. A constable who attains seventy years of age while serving a term of office shall be allowed to complete that term of office.

* * *

Section 2. R.S. 13:2583(D) is hereby repealed in its entirety."

Senator N. Gautreaux moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Ellington	Schedler
Cravins	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were rejected. Senator N. Gautreaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 241—

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 9:2941.1, relative to contracts; to provide relative to bond for deed contracts; to provide relative to recording of such contracts; to prohibit interest for subsequent filings by or against the bond for deed purchaser; to provide for the cancellation of certain mortgage records after registry of the sale of a bond for deed under certain circumstances; to provide relative to cancellation of a bond for deed contract upon default; to provide relative to tax sales; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 241 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 13, change "**no**" to "**any**"

AMENDMENT NO. 2

On page 1, line 17, after "**shall**" delete the remainder of the line and

insert "be subject to the rights created by the bond for deed contract."

AMENDMENT NO. 3
On page 2, delete line 1 in its entirety

AMENDMENT NO. 4
On page 2, line 7, after "sale" change the period "." to a comma "," and insert "after the note holder or lien holder has been given thirty days written notice and fails to execute a release."

AMENDMENT NO. 5
On page 2, line 7, delete "certified"

AMENDMENT NO. 6
On page 2, line 9, after "assigns" insert a comma "," and before "shall" insert "containing relevant recordation information."

Senator Shepherd moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Shepherd moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 245—
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 245 by Senator Michot

AMENDMENT NO. 1
On page 1, delete line 3, and insert:

"authorize certain parishes, and certain municipalities and districts within such parishes, to increase the rate of their"

AMENDMENT NO. 2
On page 1, line 4, change "electorate of the parish;" to "appropriate electorate; to provide that such tax authority shall not result in the limitation of prior tax authority;"

AMENDMENT NO. 3
On page 1, at the end of line 9, delete "the" and on line 10, delete "governing authority of"

AMENDMENT NO. 4
On page 1, line 12, after "census," insert: "the largest municipality within such parish, and any sales tax district or districts created by the governing authority of such parish pursuant to R.S. 33:2721.6"

AMENDMENT NO. 5
On page 1, line 14, after "Louisiana" delete the period "." and insert a semi-colon ";" and "provided that such levy shall not result in an increase in the rate of the sales and use tax rate levied within the parish or any portion of the parish in excess of one percent."

AMENDMENT NO. 6
On page 2, delete lines 3 through 6, and insert: "authority granted to such parish, municipality, or sales tax district, or to the school board or any other political subdivision within such parish pursuant to any other provision of law, whether or not such additional tax has been levied on the effective date of this Section. Specifically, any tax levied under the authority of this Section shall not be used or included in the calculation of the tax limit authorization for any political subdivision in R.S. 33:2721.6."

AMENDMENT NO. 7
On page 2, line 8, change "parishes," to "parish, the governing authority of the largest municipality within such parish, or the governing authority of the sales tax district if the district is provided such authority, as the case may be,"

AMENDMENT NO. 8
On page 2, line 12, after "parish" insert a comma "," and "municipality, or sales tax district, as the case may be,"

AMENDMENT NO. 9
On page 2, line 14, delete "in the parish,"

AMENDMENT NO. 10
On page 2, line 18, after "of such parish," insert "municipality, or sales tax district, as the case may be,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed Senate Bill No. 245 by Senator Michot

AMENDMENT NO. 1
In House Committee Amendment No. 5 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 6, 2006, on page 1, line 18, after "tax" delete "rate"

AMENDMENT NO. 2
On page 1, line 13, change "one percent sales and use tax" to "sales and use tax of up to one percent"

Senator Theunissen moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Michot	Shepherd
Cravins	Schedler	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 269—
BY SENATOR DUPRE

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to levees; to provide for the contract limit for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide for the sunset of such provision; to provide an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 269 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 1, after "**levee**" delete the remainder of the line and delete "**maintained with federal funds**" from the beginning of line 2

Senator Dupre moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen

Duplessis
Total - 33

Kostelka

Ullo

NAYS

Total - 0

ABSENT

Cain	McPherson	Schedler
Cravins	Michot	Shepherd
Total - 6		

The Chair declared the amendments proposed by the House were rejected. Senator Dupre moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 292—

BY SENATORS FONTENOT, HINES, MOUNT, BAJOIE, NEVERS AND CHEEK AND REPRESENTATIVES SALTER, DORSEY, ALARIO, DEWITT, HAMMETT, JEFFERSON, RICHMOND AND RITCHIE

AN ACT

To enact R.S. 30:2014.5, relative to environmental quality, to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; to provide for legislative approval of rules; to provide for notice of expedited permit; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 292 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 4, after "program;" delete the remainder of the line and insert "to"

AMENDMENT NO. 2

On page 1, line 12, after "**with**" and before "**Administrative**" insert "**the**"

AMENDMENT NO. 3

On page 1, line 14, after "**permit.**" delete the remainder of the line and delete lines 15 through 17 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Engrossed Senate Bill No. 292 by Senator Fontenot

AMENDMENT NO. 1

On page 2, delete lines 1 and 2 in their entirety

Senator Fontenot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

June 16, 2006

NAYS

Gautreaux N
Total - 2

Marionneaux

ABSENT

Cain
Cravins
Total - 4

Michot
Schedler

The Chair declared the amendments proposed by the House were concurred in. Senator Fontenot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 299—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 22:1068(C)(a) and (g), relative to the reduction of premium taxes paid by insurers who make qualified Louisiana investments; to provide that funds may be deposited in a savings bank or trust company; to remove the requirement that insurers deposit funds in certain financial institutions domiciled in Louisiana in order to qualify for the reduction in premium tax; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 299 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 1, after "with" and before "one" insert "a main office or"

AMENDMENT NO. 2

On page 2, line 3, after "with" and before "one" insert "a main office or"

AMENDMENT NO. 3

On page 2, line 8, after "with" and before "one" insert "a main office or"

Senator Duplessis moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Chaisson
Cheek
Dardenne
Duplessis
Dupre
Total - 34

Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone

Marionneaux
McPherson
Mount
Murray
Nevers
Quinn
Romero
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Cain

Michot

Shepherd

Cravins
Total - 5

Schedler

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 393—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1497, relative to the requirement of a cost-benefit analysis for the procurement of professional, personal, consulting, and social services; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 393 by Senator Ellington

AMENDMENT NO. 1

On page 1, delete line 12 in its entirety, and insert the following:

"(1) Either no employee of that agency is both competent and available to perform the services called for by the proposed contract or the services called for are not the type readily susceptible of being performed by persons who are employed by the state on a continuing basis.

(2) The services are not available as a product of a prior or existing professional, personal, consulting, or social service contract.

(3) The requirement for consultant and social services contracts, when applicable, have been publicized pursuant to R.S. 39:1503.

(4) The using agency has developed and fully intends to implement a written plan providing for:

(a) The assignment of specific using agency personnel to a monitoring and liaison function.

(b) The periodic review of interim reports or other indicia of performance to date.

(c) The ultimate use of the final product of the services."

Senator Ellington moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Chaisson
Cheek
Dardenne
Duplessis
Dupre
Total - 34

Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone

Marionneaux
McPherson
Mount
Murray
Nevers
Quinn
Romero
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Cain
Cravins
Total - 5

Michot
Schedler

Shepherd

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 454—
BY SENATORS ELLINGTON AND SMITH
AN ACT

To enact Chapter 23-A of Title 3 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3751 and 3752, relative to the right of Louisiana farmers to supply Louisiana feedstock to renewable fuel manufacturing facilities operating in Louisiana; to encourage the use of Louisiana harvested crops in the production of renewable fuels in Louisiana; to require operators of renewable fuel manufacturing facilities to provide notice of operation and contact information for the purchase of Louisiana feedstock; to require the collection and dissemination of information regarding the purchases of Louisiana feedstock in the manufacture of renewable fuels; to require the collection and dissemination of information regarding the sales of renewable fuels by Louisiana manufacturers; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 454 by Senator Ellington

AMENDMENT NO. 1
On page 1, line 13, change "24-A" to "23-A"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 454 by Senator Ellington

AMENDMENT NO. 1
On page 3, between lines 19 and 20, insert the following:
"(4) In an effort to enable the renewable fuel plants in operation in Louisiana to systematically increase the use of Louisiana crops as feedstock over time as provided in this Subsection, the provisions of R.S. 3:4674 shall be implemented six months after the average delivered price of Louisiana-manufactured ethanol is no more than ten cents per gallon greater than the average Louisiana wholesale price of gasoline for a period of at least one hundred eighty days as determined by the secretary of the Louisiana Department Revenue. The secretary shall provide public notice of such determination in the official journal of the state of Louisiana."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Reengrossed Senate Bill No. 454 by Senator Ellington

AMENDMENT NO. 1
On page 3, line 11, change "corn" to "soybeans"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 454 by Senator Ellington

AMENDMENT NO. 1
Delete the House Floor Amendment offered by Representative Daniel and adopted by the House on June 14, 2006

AMENDMENT NO. 2
On page 3, between lines 19 and 20, insert the following:
"(4) In an effort to enable the renewable fuel plants in operation in Louisiana to systematically increase the use of Louisiana crops as feedstock over time as provided in this

Subsection, the provisions of R.S. 3:4674 shall be implemented six months after the average delivered price of Louisiana-manufactured ethanol is no more than ten cents per gallon greater than the average Louisiana wholesale price of gasoline for a period of at least ninety days as determined by the secretary of the Louisiana Department Revenue. The secretary shall provide public notice of such determination in the official journal of the state of Louisiana."

Senator Ellington moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Romero
Cheek	Jones	Shepherd
Duplessis	Kostelka	Smith
Dupre	Marionneaux	Theunissen
Ellington	McPherson	Ullo
Total - 24		

NAYS

Adley	Fontenot	Malone
Amedee	Gautreaux N	Quinn
Boasso	Jackson	
Dardenne	Lentini	
Total - 10		

ABSENT

Cain	Cravins	Schedler
Chaisson	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were rejected. Senator Ellington moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 601—
BY SENATOR N. GAUTREAUX
AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 601 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 2, at the beginning of line 16, after "(1)" and before "members" change "Six" to "Seven"

June 16, 2006

AMENDMENT NO. 2

On page 2, at the end of line 16, after "and" change "seven" to "six"

AMENDMENT NO. 3

On page 2, line 18, after "Representatives" and before "the" delete "and" and insert a comma ","

AMENDMENT NO. 4

On page 2, line 19, after "Senate," insert "and the secretary of state"

AMENDMENT NO. 5

On page 7, line 29, after "the" and before "of the members" delete "unanimous approval of all" and insert "approval of a super majority"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed Senate Bill No. 601 by Senator N. Gautreaux

AMENDMENT NO. 1

In House Committee Amendment No. 5 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 6, 2006, on line 13, after "approval of" delete "a super majority" and insert "two-thirds"

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Mount, Amedee, Fontenot, Murray, Bajoie, Gautreaux B, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero, Broome, Hollis, Shepherd, Chaisson, Jackson, Smith, Cheek, Jones, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone, Dupre, Marionneaux. Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Cain, Kostelka, Schedler, Cravins, Michot. Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 663—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for duties and powers of the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 663 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 3, after "board;" delete the remainder of the line and at the beginning of line 4, delete "powers of the board;"

AMENDMENT NO. 2

On page 2, delete lines 6 through 8 in their entirety

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Mount, Amedee, Fontenot, Murray, Bajoie, Gautreaux B, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero, Broome, Hollis, Shepherd, Chaisson, Jackson, Smith, Cheek, Jones, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone, Dupre, Marionneaux. Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Cain, Kostelka, Schedler, Cravins, Michot. Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 745— (Substitute of Senate Bill No. 516 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1195(A)(5), relative to group self-insurance funds for workers' compensation; to provide with respect to authorization, trade or professional association and initial financial requirements; to provide for the location of arrangements to pool liabilities to employees on account of personal injury and occupational disease arising out of or incurred during the course and scope of the employment relationship; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 745 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 14, change "(a)" to "(a)"

AMENDMENT NO. 2

On page 2, delete lines 13 through 22 in their entirety and insert in lieu thereof the following:

"(b) All original books, records, documents, accounts, and vouchers, or such reproductions thereof, shall be preserved and kept in this state for the purpose of examination and until the authority to destroy or otherwise dispose of the records is secured from the commissioner of insurance. All original records shall be maintained for the period commencing on the first day following the last period examined by the commissioner of insurance through the subsequent examination period, or three years, whichever is greater, except that any original whereby the member agrees to or acknowledges such member's in solido liability for liabilities of fund shall be permanently maintained."

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneau	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Kostelka	Schedler
Cravins	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 10—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 14:35.3(F)(2), (I), and (K), relative to penalties for the crime of domestic abuse battery; to provide for enhancement of penalties under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 10 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 20, change "sixty days" to "six months"

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Cain	Jones	Schedler
Cravins	Michot	Shepherd
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 18—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 18 by Senator Fields

AMENDMENT NO. 1

On page 1, line 6, after "468(A)," and before "491(A) and (C)," insert "481,"

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AMENDMENT NO. 2

On page 1, line 7, after "1279," and before "1300(C)(1)," insert "1285(B)(1)(a),"

AMENDMENT NO. 3

On page 1, line 10, after "1432(A)," delete "1461(A)(17)," and insert "and 1461(A)(17)."

AMENDMENT NO. 4

On page 1, line 11, after "1275.24," and before "relative to" insert "and to repeal R.S. 18:511(A)(2) and (B)(2) and 512(B)(2),"

AMENDMENT NO. 5

On page 1, line 15, after "first primary election;" insert "to provide for the election of unopposed candidates for congressional offices;"

AMENDMENT NO. 6

On page 2, line 9, after "468(A)," and before "491(A) and (C)," insert "481,"

AMENDMENT NO. 7

On page 2, line 10, after "1279," and before "1300(C)(1)," insert "1285(B)(1)(a),"

AMENDMENT NO. 8

On page 2, line 12, after "1432(A)," insert "and"

AMENDMENT NO. 9

On page 3, line 16, after "primary election" insert a comma "," and insert "as the case may be,"

AMENDMENT NO. 10

On page 12, delete line 16, and insert "primary or first party and second party primary and general election also"

AMENDMENT NO. 11

On page 14, between lines 5 and 6, insert the following:
"§481. Candidates who qualify for a general election
A. Congressional general elections. The candidates who qualify for each office of United States senator or representative in congress in the general election are those who received the two highest numbers of votes in the primary election.
B. Other general elections. Except as provided in Subsection A of this Section for candidates for the public office of United States senator or representative in congress, candidates who qualify for each office remaining to be filled in the general election are those who received the two highest numbers of votes, the four highest number of votes, and so on among those not elected in the primary election, until the maximum number of candidates for each office on the general election ballot is reached.
* * *

AMENDMENT NO. 12

On page 15, between lines 24 and 25, insert the following:
"C. The provisions of the Louisiana Election Code shall govern any matter related to congressional elections not specifically provided for in this Part."

AMENDMENT NO. 13

On page 16, line 21, after "453," delete the remainder of the line and delete lines 22 through 24 and insert "the"

AMENDMENT NO. 14

On page 20, line 27, after "reopened" delete the remainder of the line and delete line 28 and insert a comma "," and insert "but only for the office for which no candidates qualified, on the first"

AMENDMENT NO. 15

On page 21, line 8, after "reopens" insert "for any recognized political party"

AMENDMENT NO. 16

On page 22, line 7, after "one candidate" insert "from a recognized political party"

AMENDMENT NO. 17

On page 22, line 8, change "party nominee" to "nominee of such party"

AMENDMENT NO. 18

On page 22, line 15, after "primary" delete the comma "," and insert "of a recognized political party,"

AMENDMENT NO. 19

On page 22, at the beginning of line 17, before "number" insert "highest"

AMENDMENT NO. 20

On page 22, at the end of line 18, delete the comma "," and insert "of a recognized political party,"

AMENDMENT NO. 21

On page 22, on line 19, delete "both" and delete line 20, and insert "the same second highest number of votes and the candidate affiliated with the same political party who received the highest number of votes qualify for the"

AMENDMENT NO. 22

On page 23, line 16, after "from each" and before "political party" insert "recognized"

AMENDMENT NO. 23

On page 24, line 19, after "election" insert a semi-colon ";" and insert "unopposed candidate"

AMENDMENT NO. 24

On page 24, line 20, before "If," insert "A."

AMENDMENT NO. 25

On page 24, line 24, change "nominated by the people," to "the nominee of the party,"

AMENDMENT NO. 26

On page 24, after line 29, insert the following:
"B. If, after the close of the qualifying period for candidates for the public office of United States senator or representative in congress, the number of candidates for such public office does not exceed the number of persons to be elected to the office, the candidate for that office or the candidate remaining after the withdrawal of one or more candidates is declared elected by the people at the close of the polls on the day of the general election, and his name shall not appear on the ballot in a first party primary or second party primary, if applicable, and such candidate's name shall not appear on the general election ballot."

AMENDMENT NO. 27

On page 28, delete lines 16 through 19, and insert the following:
"vacancy for the unexpired term. The date of the special election shall be established by the governor in accordance with the provisions of R.S. 18:402(E): The special first primary election shall be held four weeks prior to the dates for special primary elections as provided in R.S. 18:402(E)(1), the special second primary election shall be held on the dates as provided for special primary elections in R.S. 18:402(E)(1), and the special general election shall be held on the dates as provided in R.S. 18:402(E)(2). The dates of the qualifying period shall be established by the governor in accordance with R.S. 18:467, 467.1, and 468 this Part. Immediately after issuance of the proclamation, which"

AMENDMENT NO. 28

On page 29, between lines 21 and 22, insert the following:
"§1285. Notice of election
* * *
B.(1)(a) Written notice of the election and the certificate required by Subparagraph (1)(b) of this Subsection shall be transmitted to the secretary of state and each clerk of court and registrar of voters in the area affected by the election. If the election is to be held on a primary or second party primary election date, then such notice and certificate shall be received by the secretary of

state on or before the seventy-first day prior to the primary **or second party primary** election. If the election is not to be held on a primary **or second party primary** election date, then the notice and certificate shall be received by the secretary of state on or before the forty-sixth day prior to the election. The secretary of state shall not accept any revisions to propositions, including but not limited to changes in title, text, or numerical designations, after the last day for submission of the notice and certificate to the secretary of state.

AMENDMENT NO. 29
On page 30, line 16, change "**first**" to "**second**"

AMENDMENT NO. 30
On page 30, line 18, change "**first**" to "**second**"

AMENDMENT NO. 31
On page 40, between lines 22 and 23, insert the following:
"Section 2. R.S. 18:511(A)(2) and (B)(2) and 512(B)(2) are hereby repealed in their entirety."

AMENDMENT NO. 32
On page 40, line 23, change "2." to "3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 18 by Senator Fields

AMENDMENT NO. 1
On page 4, line 5, after "**affiliated**," delete the remainder of the line and delete lines 6 through 10 and insert the following:

"In primary elections, each qualified voter who is not affiliated with a recognized political party may choose to vote in one recognized political party's primary elections, except as otherwise provided by R.S. 18:1275.1."

AMENDMENT NO. 2
On page 15, line 8, after "**affiliated**," delete the remainder of the line and delete lines 9 through 15 and on line 16, delete "**candidates affiliated with such affiliated party**," and insert the following:

"In congressional primary elections, including elections for United States Senate, each qualified voter of this state who is not affiliated with a recognized political party may choose to vote in a recognized political party's primary elections, unless the state central committee of such political party in its rules and regulations prohibits unaffiliated voters from participating in its primary elections. If a recognized political party prohibits unaffiliated voters from participating in its primary elections, the state central committee of such party shall give written notice to the secretary of state of such prohibition, including a copy of the rules and regulations containing such prohibition, no later than January first of the year in which regularly scheduled congressional elections are to held."

Senator Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Broome	Gautreaux B	Quinn
Chaisson	Gautreaux N	Shepherd
Cheek	Heitmeier	Smith
Dardenne	Hollis	Theunissen
Duplessis	Jackson	Ullo
Dupre	Marionneaux	
Total - 26		

NAYS

Adley	Kostelka	Romero
Barham	Lentini	
Boasso	Malone	

Total - 7

ABSENT

Cain	Jones	Michot
Cravins	McPherson	Schedler

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 30—
BY SENATORS MCPHERSON, BARHAM, BOASSO, CHEEK, DUPRE, MALONE, MICHOT AND MURRAY AND REPRESENTATIVES BALDONE, BAUDOIN, DURAND, FARRAR, FRITH, M. GUILLORY, HEBERT, HILL, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND AND WALKER

AN ACT

To enact R.S. 41:16 and R.S. 56:109.2, relative to public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas; to provide for no net loss of acreage of certain public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to require an annual report of public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to provide definitions, terms, conditions and procedures; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 30 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 3, after "provide" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "that hunting and fishing opportunities be a primary consideration in state land management decisions;"

AMENDMENT NO. 2
On page 1, line 6, delete "fishing;"

AMENDMENT NO. 3
On page 1, delete line 8, and insert in lieu thereof the following:
"public hunting, fishing, and recreational opportunities;"

AMENDMENT NO. 4
On page 1, delete line 12 in its entirety and insert in lieu thereof the following:

"§16. Preservation of public lands for hunting, fishing, and recreational opportunities"

AMENDMENT NO. 5
On page 1, line 14, delete "**recreational**" and at the end of the line change "**and**" to a comma ","

AMENDMENT NO. 6
On page 1, line 15, after "**fishing**" insert a comma "," and "**and recreational**"

AMENDMENT NO. 7
On page 1, line 16, change "**hunting and fishing**" to "**hunting, fishing, and recreational opportunities**"

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AMENDMENT NO. 8

On page 1, line 17, change "recreational hunting and fishing" to "hunting, fishing, and recreational"

AMENDMENT NO. 9

On page 2, at the end of line 1, delete "and" and delete lines 2 through 4 in their entirety and insert in lieu thereof "based on criteria that include public hunting, fishing, and recreational opportunities as a primary consideration."

AMENDMENT NO. 10

On page 2, line 7, delete "the following" and delete line 8 and insert "a listing of all"

AMENDMENT NO. 11

On page 2, line 9, delete "(1) The" and change "had been" to "is"

AMENDMENT NO. 12

On page 2, delete lines 10 through 16 in their entirety and insert in lieu thereof "for public hunting, fishing, and recreational opportunities and a listing of all acreage that was lost or gained for such purposes."

AMENDMENT NO. 13

On page 2, line 18, change "No net loss" to "Preservation"

AMENDMENT NO. 14

On page 2, line 22, delete "recreational hunting" and on line 23, delete "and fishing" and insert "hunting, fishing, and recreational"

AMENDMENT NO. 15

On page 2, line 24, change "hunting and fishing" to "hunting, fishing, and recreational opportunities"

AMENDMENT NO. 16

On page 2, line 26, change "recreational hunting and fishing" to "hunting, fishing, and recreational"

AMENDMENT NO. 17

On page 2, at the end of line 27, delete "and" and delete lines 28 and 29 in their entirety and on page 3, delete lines 1 through 4 in their entirety and insert in lieu thereof "based on criteria that include public hunting, fishing, and recreational opportunities as a primary consideration."

AMENDMENT NO. 18

On page 3, at the end of line 7, delete "the following" and delete line 8 in its entirety and insert "a listing of all"

AMENDMENT NO. 19

On page 3, line 9, delete "(1) The" and on line 10, change "had been" to "is"

AMENDMENT NO. 20

On page 3, line 10, change "recreational hunting and fishing" to "hunting, fishing, and recreational opportunities"

AMENDMENT NO. 21

On page 3, delete lines 11 through 18 in their entirety and insert in lieu thereof "and a listing of all acreage that was lost or gained for such purposes."

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	McPherson

Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Cain	Jones	Schedler
Cravins	Michot	Shepherd

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 48—

BY SENATORS FONTENOT, MOUNT AND SCHEDLER
AN ACT

To enact R.S. 40:1238.1, 1238.2, and 1238.3, relative to public health and safety; to prohibit certain acts without a prescription for legend drugs; to prohibit prescriptions in certain circumstances; to provide for exceptions; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 48 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 15, after "his" and before "license" delete "or her"

AMENDMENT NO. 2

On page 2, line 1, after "violates" and before "this" insert "the provisions of"

AMENDMENT NO. 3

On page 2, line 12, after "with" insert "a"

AMENDMENT NO. 4

On page 2, line 23, after "violates" and before "this" insert "the provisions of"

Senator Fontenot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jackson	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Cain	Jones	Michot
Cravins	McPherson	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Fontenot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 86—
BY SENATORS JONES AND BAJOIE
AN ACT

To amend and reenact R.S. 18:1309(A), relative to early voting; to provide relative to the time for conducting early voting; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 86 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 18:1309(A)" and before the comma, " insert "(2)"

AMENDMENT NO. 2

On page 1, line 5, after "R.S. 18:1309(A)" and before "is" insert "(2)"

AMENDMENT NO. 3

On page 1, delete lines 7 through 17 and on page 2, delete lines 1 through 13 and insert the following:

A. * * *

(2) During the early voting period, the registrar shall maintain regular office hours, remaining open from 8:30 a.m. to 4:30 p.m. Monday through Friday, and from 8:30 a.m. to 12:00 noon on Saturday; however, if any holiday provided by law or proclaimed by the governor for state departments falls during the period for early voting, the office of the registrar shall remain open until 4:30 p.m. on any Saturday during early voting and on the last day of the period for early voting and the registrar shall post a notice to that effect at the entrance to the office of the registrar Saturday. Early voting on the last day of voting will terminate when all persons who were in line to vote at the close of the regular office hours of the registrar's office, as provided herein in this Paragraph, have been allowed to vote. If the office space of the registrar is insufficient or inconvenient to accommodate early voting, the registrar may provide for an alternate location to conduct early voting, which location shall be in the courthouse or in a public building in the immediate vicinity thereof, and in such case, adequate notice shall be posted at the registrar's office informing the public of the location where early voting is being conducted.

* * *

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 86 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, before "relative to" insert "and to enact R.S. 18:1309(I),"

AMENDMENT NO. 2

On page 1, line 3, after "voting;" insert "to authorize the registrars of voters to utilize commissioners in the conduct of early voting under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 5, after "reenacted" insert "and R.S. 18:1309(I) is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 13, insert the following:

"I. Upon approval of the secretary of state, a registrar of voters may utilize commissioners selected in accordance with Subpart B of Part II of Chapter 5 of the Louisiana Election Code to assist the registrar during the early voting period in the conduct of early voting by his office. A registrar of voters shall, in seeking the approval of the secretary of state, indicate to the secretary the number of commissioners that is required for such assistance. A commissioner who assists the registrar in the conduct of early voting shall be paid in accordance with R.S. 18:426.1(3) for each day of such assistance."

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 111—
BY SENATOR NEVERS
AN ACT

To enact R.S. 17:263, relative to secondary education curricula; to provide relative to required courses of study; to require certain topics to be included in certain courses of study; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 111 by Senator Nevers

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AMENDMENT NO. 1

On page 1, line 12, after "from" and before "high", insert "public"

AMENDMENT NO. 2

On page 1, between lines 12 and 13, insert the following:

"B. Adoption awareness shall be required instruction in nonpublic secondary schools in a manner that is the sole discretion of the nonpublic secondary school."

AMENDMENT NO. 3

On page 1, line 13, change "B" to "C"

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Marionneaux
Amedee Fields McPherson
Bajoie Fontenot Mount
Barham Gautreaux B Murray
Boasso Gautreaux N Nevers
Broome Heitmeier Quinn
Chaisson Hollis Romero
Cheek Jackson Smith
Dardenne Jones Theunissen
Duplessis Lentini Ullo
Dupre Malone
Total - 32

NAYS

Total - 0

ABSENT

Adley Kostelka Shepherd
Cain Michot
Cravins Schedler
Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 160— BY SENATOR JONES

AN ACT

To enact 4-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1051 through 1054, relative to establishing an alliance among states effected by hurricanes Katrina and Rita; to provide for the purpose of restoring and revitalizing the states of Mississippi, Alabama, Louisiana and Texas; to provide for an alliance between states and agree to the alliance on behalf of Louisiana; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 160 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, following "enact" and before "4-C" insert "Chapter"

AMENDMENT NO. 2

On page 1, line 3, following "states" and before "by" change

"effected" to "affected"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington McPherson
Adley Fields Mount
Amedee Fontenot Murray
Bajoie Gautreaux B Nevers
Barham Gautreaux N Quinn
Boasso Heitmeier Romero
Broome Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Dardenne Lentini Ullo
Duplessis Malone
Dupre Marionneaux
Total - 34

NAYS

Total - 0

ABSENT

Cain Kostelka Schedler
Cravins Michot
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 286— BY SENATORS FIELDS AND MARIONNEAUX AN ACT

To amend and reenact R.S. 49:149.23, relative to the Department of Social Services; to provide for the naming of the floor in the social services building on which the executive offices are located; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 286 by Senator Fields

AMENDMENT NO. 1

On page 1, delete line 7, and insert: "§149.23. A. Z. Young Building, Baton Rouge; executive offices of the Department of Social Services"

AMENDMENT NO. 2

On page 1, delete lines 12 through 14, and insert the following: "B. Any floor of any state building upon which the executive offices of the Department of Social Services are located shall be dedicated to the honor and memory of Mya George and all victims of child abuse."

Senator Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 338—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 13:4207, relative to judges; to provide relative to rendition of judgments; to provide relative to oral judgment in open court; to require written judgments when oral reasons for judgment are not rendered; to provide for an extension of such time limits under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 338 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:4207" and before the comma ", " insert "and 4611(1)(b)"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" and before "judges" insert "powers of"

AMENDMENT NO. 3

On page 1, line 5, after "circumstances;" and before "and" insert "to provide for the penalties a judge may impose after adjudicating a person guilty of contempt of court;"

AMENDMENT NO. 4

On page 1, line 8, after "R.S. 13:4207" and before "hereby" delete "is" and insert "and 4611(1)(b) are"

AMENDMENT NO. 5

On page 1, line 16, after "by" and before "judges" delete "these" and insert "**judges of the city court within three days from the time such motions or applications for new trial are submitted to them for their decision and by district court**"

AMENDMENT NO. 6

On page 2, after line 3, insert the following:

"* * *

§4611. Punishment for contempt of court

Except as otherwise provided for by law:

(1) The supreme court, the courts of appeal, the district courts, family courts, juvenile courts and the city courts may punish a person adjudged guilty of a contempt of court therein, as follows:

* * *

(b) For disobeying or resisting a lawful restraining order, or preliminary or permanent injunction, by a fine of not more than one thousand dollars, or by imprisonment for not more than ~~twelve six~~ months, or both ~~except in juvenile courts and city courts, in which punishment may be a fine of not more than one thousand dollars or imprisonment for not more than six months, or both.~~

* * *

Senator Amedee moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Shepherd
Dardenne	Jones	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Adley	Cravins	Michot
Cain	Kostelka	Schedler

Total - 6

The Chair declared the amendments proposed by the House were rejected. Senator Amedee moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 353—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:372.1(A), relative to the Pari-Mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for slot machine gaming at an eligible facility; to provide for the maximum number of slot machines at such facility; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 353 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:372.1(A)" and before the comma ", " insert "and 392(C)(2)"

AMENDMENT NO. 2

On page 2, line 5, after the semicolon ";" and before "and" insert the following:

"to provide for the deposit of monies into the Greater New Orleans Sports Foundation Fund;"

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AMENDMENT NO. 3

On page 2, between lines 7 and 8, insert the following:
"Section 2. R.S. 27:392(C)(2) is hereby amended and reenacted to read as follows:

§392. Collection and disposition of fees and taxes

C. Notwithstanding the provisions of Subsection B of this Section to the contrary and after complying with the provisions of Paragraphs (1) through (3) of Subsection B of this Section, the state treasurer shall in each fiscal year deposit and credit the remaining portion of taxable net slot machine proceeds collected from the licensed eligible facility in Orleans Parish as follows:

(2) Twenty percent, not to exceed ~~three hundred fifty thousand~~ one million dollars, shall be deposited in and credited to the Greater New Orleans Sports Foundation Fund, hereinafter referred to in this Paragraph as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Greater New Orleans Sports Foundation. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

AMENDMENT NO. 4

On page 2, line 8, change "Section 2. This" to "Section 3.(A) The provisions of Section 1 of this"

AMENDMENT NO. 5

On page 2, after line 12, add the following:
"(B) The provisions of Section 2 of this Act shall become effective on the day on which the conduct of slot machine gaming commences at the eligible facility in Orleans Parish."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 353 by Senator Murray

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 353, on line 4, change "On page 2" to "On page 1"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 353 by Senator Murray

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, at the end of line 2, change "and 392(C)(2)" to "and 392(C)(1) and (2)"

AMENDMENT NO. 2

In House Committee Amendment No. 2, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, on line 6, change "Fund" to "Fund and the Beautification and Improvement of the New Orleans City Park Fund"

AMENDMENT NO. 3

In House Committee Amendment No. 3, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, on line 9, change "R.S. 27:392(C)(2) is" to "R.S. 27:392(C)(1) and (2) are" and on line 17, delete the asterisks "****" and insert the following:

"(1) Thirty percent, not to exceed ~~one two million three hundred thousand~~ dollars, shall be deposited in and credited to the

Beautification and Improvement of the New Orleans City Park Fund. Monies in the fund shall be used solely and exclusively for the purposes as specified in R.S. 27:392(B)(7)."

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr. President, Bajoie, Boasso, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Lentini, Malone, Marionneaux, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Theunissen, Ullo.

NAYS

Table listing names of members voting NAYS: Barham, Broome, Fontenot, Kostelka, Smith.

ABSENT

Table listing names of members who were ABSENT: Adley, Amedee, Cain, Cravins, McPherson, Michot, Schedler.

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Personal Privilege

Senator Nevers asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on the motion to concur in the House amendments to Senate Bill No. 353. He voted yea on the motion and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 411— BY SENATOR MALONE

AN ACT

To enact R.S. 16:2.2 and R.S. 36:702(8), relative to the mandatory institution of a civil suit by district attorneys and the attorney general in certain circumstances; to provide for their powers and duties; to provide for jurisdiction and venue of suits; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 411 by Senator Malone

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete lines 3 and 4 and insert the following:

"amend and reenact R.S. 18:495(A) and (B) and to enact R.S. 18:495(E), relative to actions objecting to candidacy; to provide for the authority of the district attorney and of the attorney general relative to such actions; to provide for the assessment of court costs, including attorney fees relative to certain such actions; and to

provide"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and delete lines 8 through 17 and on page 2, delete lines 1 through 17 and insert the following:

"R.S. 18:495(A) and (B) are hereby amended and reenacted and R.S. 18:495(E) is hereby enacted to read as follows:

§495. Initiation of action by district attorney; **attorney general; court costs and attorney fees**

A. If after investigation the district attorney has reason to believe that a convicted felon who is prohibited from qualifying for office pursuant to Article I, Section 10 of the Constitution of Louisiana has filed a notice of candidacy, the district attorney shall immediately bring an action objecting to the candidacy of such person. **However, if the district attorney has a conflict or is otherwise unable to bring the action objecting to the candidacy of such person, he shall request the attorney general to bring such action.**

B. The district attorney shall have standing to bring such an action pursuant to this Subpart. **In addition, if requested in accordance with Subsection A of this Section, the attorney general shall have standing to bring such an action pursuant to this Subpart.** The time limitation to commence an action objecting to candidacy prescribed by R.S. 18:493 shall apply to such actions brought by the district attorney **or the attorney general.**

E. **The court shall assess all court costs, including any applicable attorney fees, incurred in the institution of the action required by this Section against the subject of the action if such person qualified for office in violation of Article I, Section 10 of the Constitution of Louisiana.**

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 411 by Senator Malone

AMENDMENT NO. 1

On page 2, after line 17, insert the following:
"Section 2. This Act shall become effective on August 1, 2006."

Senator Malone moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	

Total - 34

NAYS

Total - 0

ABSENT

Cain	Michot	Schedler
Cravins	Quinn	

Total - 5

The Chair declared the amendments proposed by the House

were concurred in. Senator Malone moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 450—

BY SENATOR JACKSON

AN ACT

To enact R.S. 46:2605(B)(41) and to repeal R.S. 46:2605(B)(17) and (35), relative to the Children's Cabinet Advisory Board; to provide for members of such board; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 450 by Senator Jackson

AMENDMENT NO. 1

On page 1, between lines 10 and 11, insert the following:
"(19) The **assistant deputy** secretary of the office of youth development of the Department of Public Safety and Corrections.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 450 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, following "To" insert "amend and reenact R. S. 46:2605(B)(19) and to"

AMENDMENT NO. 2

On page 1, line 6, following "Section 1," insert "R. S. 46:2605(B)(19) is hereby amended and reenacted and"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Engrossed Senate Bill No. 450 by Senator Jackson

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 6, 2006

AMENDMENT NO. 2

Delete Amendments No. 1 and 2 proposed by the Legislative Bureau on Health and Welfare and adopted by the House of Representatives on June 6, 2006

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Lentini	Ullo

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Duplessis Dupre Total - 34	Malone Marionneaux	
	NAYS	
Total - 0	ABSENT	
Cain Cravins Total - 5	Kostelka Michot	Schedler

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 513—
BY SENATOR BARHAM

AN ACT

To enact R.S. 42:808(A)(11) and 851(Q), relative to state group insurance; to provide for certain insurance coverage through the office of group benefits for certain state employees and officials after the conclusion of their state service; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 513 by Senator Barham

AMENDMENT NO. 1

On page 1, line 2 after "(A)(11)" insert "and (12)" and after "(Q)" insert "and (R)"

AMENDMENT NO. 2

On page 1, line 6 after "benefits;" insert: "to provide that certain former members of the legislature shall be eligible for group benefits programs;"

AMENDMENT NO. 3

On page 1, line 8 after "(A)(11)" insert "and (12)" and after "(Q)" insert "and (R)"

AMENDMENT NO. 4

On page 2, between lines 23 and 24 insert:
"(12) Notwithstanding any other provision of law to the contrary, any current or former member of the state legislature, elected in 1995 or thereafter, provided such current or former member has served in the legislature for ten years or more and has participated in the program for ten years or more."

AMENDMENT NO. 5

On page 3, after line 7, insert:
"R. The state contribution for persons made eligible pursuant to R.S. 42:808(A)(12) shall be the same as that provided in Subparagraph (D)(2)(c) of this Section. The classification of premiums applicable to this group shall be the same as that applicable to current members of the legislature."

Senator Barham moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Cain	Duplessis	Michot
Cravins	Kostelka	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were rejected. Senator Barham moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 522—
BY SENATOR CHEEK

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Hopkins to Reengrossed Senate Bill No. 522 by Senator Cheek(Duplicate of House Bill No. 817)

AMENDMENT NO. 1

On page 1, line 5, after "applicability;" insert "to limit the value of the promotion;"

AMENDMENT NO. 2

On page 1, line 13, after "exceed" delete "one hundred dollars" and insert "the maximum payout set by the internal mechanism of the video draw poker device"

Senator Cheek moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Fields	Jackson
Bajoie	Gautreaux B	Jones
Chaisson	Gautreaux N	Murray
Cheek	Heitmeier	Shepherd
Dupre	Hollis	Theunissen
Total - 15		

NAYS

Adley	Ellington	Mount
-------	-----------	-------

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Letini	Uilo
Dupre	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler
Total - 4	

The Chair declared the amendments proposed by the House were rejected. Senator McPherson moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 607—

BY SENATORS FONTENOT, ADLEY, BOASSO, CRAVINS, DARDENNE, N. GAUTREAU, HOLLIS AND QUINN AND REPRESENTATIVES HEBERT, RICHMOND, JACK SMITH AND TRICHE

AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 29:726(E)(21) and 729(E)(14), relative to emergency preparedness; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 607 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 2, after "with" delete the remainder of the line in its entirety and delete line 3 in its entirety and at the beginning of line 4, delete "technical personnel deemed appropriate, formulate" and insert in lieu thereof "parish homeland security and emergency preparedness agency authorities, assist in the formulation of"

AMENDMENT NO. 2

On page 2, at the end of line 6, delete "disaster that:" and insert in lieu thereof "disaster."

AMENDMENT NO. 3

On page 2, line 7, after "animals" and before "are" insert a comma " ," and "as defined in the Americans with Disabilities Act,"

AMENDMENT NO. 4

On page 2, delete line 12 in its entirety and insert in lieu thereof "(ii)(aa) Assist in the identification of evacuation shelters and other

state facilities that"

AMENDMENT NO. 5

On page 2, line 13, after "are" and before "designed" delete "in close proximity to a human sheltering facility"

AMENDMENT NO. 6

On page 2, line 14, delete "the household pets of evacuees" and insert "household pets"

AMENDMENT NO. 7

On page 2, delete line 16 in its entirety and insert in lieu thereof "(bb) Assist in the development of guidelines for such shelters which may"

AMENDMENT NO. 8

On page 2, delete line 24 in its entirety and insert in lieu thereof "(bb) The office shall coordinate the establishment of an identification system to enable"

AMENDMENT NO. 9

On page 2, line 26, after "evacuation" and before "to locate" delete "are provided with all information necessary"

AMENDMENT NO. 10

On page 2, delete lines 27, 28, and 29 in their entirety and insert in lieu thereof "such household pets."

AMENDMENT NO. 11

On page 3, delete line 1, in its entirety

AMENDMENT NO. 12

On page 3, line 8, after "pets" delete the remainder of the line, delete line 9 in its entirety and on line 10, delete "housed when such location is known"

AMENDMENT NO. 13

On page 3, line 12, after "agencies," and before "plans" delete "develop" and insert in lieu thereof "assist in the development of"

AMENDMENT NO. 14

On page 3, line 27, after "evacuations" change the comma " ," to a period "." and delete the remainder of the line in its entirety and delete lines 28 and 29 in their entirety

AMENDMENT NO. 15

On page 4, delete lines 6 through 12 in their entirety and insert in lieu thereof "(b) Coordinate the development and establishment of requirements for the authorization and training"

AMENDMENT NO. 16

On page 4, delete lines 16 through 18 in their entirety

AMENDMENT NO. 17

On page 4, at the beginning of line 19, change "(e)" to "(c)"

AMENDMENT NO. 18

On page 5, line 2, after "safety," and before "other" delete "and"

AMENDMENT NO. 19

On page 5, line 3, after "appropriate," and before "formulate" insert "and the state office of homeland security and emergency preparedness,"

AMENDMENT NO. 20

On page 5, line 6, after "animals" and before "are" insert a comma " ," and "as defined by the Americans with Disabilities Act,"

AMENDMENT NO. 21

On page 5, line 13, after "shelters" and before "designed" delete "that are in close proximity to a human sheltering facility"

AMENDMENT NO. 22

On page 5, line 14, delete "the household pets of evacuees" and insert "household pets"

AMENDMENT NO. 23

On page 5, line 16, after "such" and before "shelters" delete "'side by side'"

AMENDMENT NO. 24

On page 5, line 27, after "pet." delete the remainder of the line in its entirety and delete lines 28 and 29 in their entirety

AMENDMENT NO. 25

On page 6, delete line 1 in its entirety

AMENDMENT NO. 26

On page 6, line 8, after "pets" delete the remainder of the line, delete line 9 in its entirety, and on line 10, delete "housed when such location is known"

AMENDMENT NO. 27

On page 6, line 17, after "for" and before "evacuation" delete "'side by side'"

AMENDMENT NO. 28

On page 7, line 1, after "evacuations" delete the comma "," and delete the remainder of the line in its entirety and delete line 2 and 3 in their entirety and insert a period "."

AMENDMENT NO. 29

On page 7, at the end of line 16, insert the following:
"Emergency operation plans created pursuant to this Paragraph shall be submitted to the state office of homeland security and emergency preparedness and to the Department of Agriculture and Forestry on an annual basis with the first of such plans to be submitted on or before August 1, 2006, and on or before March first of each year thereafter."

AMENDMENT NO. 30

On page 7, delete lines 28 and 29 in their entirety

AMENDMENT NO. 31

On page 8, delete line 1 in its entirety

AMENDMENT NO. 32

On page 8, at the beginning of line 2, change "(d)" to "(c)"

AMENDMENT NO. 33

On page 8, delete lines 23 through 25 in their entirety

AMENDMENT NO. 34

On page 8, at the beginning of line 26, change "Section 3." to "Section 2."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 607 by Senator Fontenot

AMENDMENT NO. 1

On page 3, line 26, change "animals, inform" to "animals and inform"

Senator Fontenot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd

Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	

Total - 34

NAYS

Total - 0

ABSENT

Cain	Michot	Schedler
Cravins	Quinn	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Fontenot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 612—

BY SENATORS MOUNT, BROOME, CHAISSON AND SCHEDLER
 AN ACT

To enact R.S. 15:587(A)(1)(e), R.S. 32:412(I), R.S. 40:1321(J), and Chapter 24-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2528, relative to sexual offenders; to require a restriction code which declares that a driver's license holder is a sex offender; to provide for a Predator Alert System; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 612 by Senator Mount

AMENDMENT NO. 1

On page 2, line 11, after "sex offender" change "and" to "which"

AMENDMENT NO. 2

On page 3, line 16, after "letters" delete the comma "," and delete "shall be" and insert "which are"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 612 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 15:542(B)(2)(a) and to"

AMENDMENT NO. 2

On page 1, line 5, after "System;" and before "and" insert "to provide for notice provided by sex offenders to be published in newspapers in addition to the official journal of the parish;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." and before "R.S. 15:587(A)(1)(e)" insert "R.S. 15:542(B)(2)(a) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert the following:

"§542. Registration of sex offenders
 * * *

B. The person and the juvenile sex offender shall, within twenty-one days of establishing residence in Louisiana, or if a current resident, within twenty-one days after conviction or release from confinement, provide the sheriff and the police chief or, if the residence is in a parish with a population in excess of four hundred fifty thousand, the police department with the following information:

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his name, address, and place of employment; the crime for which he was convicted; the date and place of such conviction; any aliases he has used; a description of every vehicle registered to him, including license plate number; and his social security number; and a description of the physical characteristics of the sex offender, including but not limited to sex, race, hair color, eye color, height, age, and weight. Excluding any juvenile except as required under the provisions of R.S. 15:542(B)(5)(c), the offender shall also:

(2)(a) Give notice of the crime for which he was convicted, his name, a description of his physical characteristics as required by this Subsection, and his address by mail to all people residing within the designated area within twenty-one days of the sentencing or release from confinement or within twenty-one days of establishing residency in the locale where the offender plans to have his domicile, and that the notice shall be published on two separate days within the applicable period provided for herein, without cost to the state, in the official journal of the governing authority of the parish where the defendant plans to reside and, if ordered by the sheriff or police department, or required by local ordinance, in a newspaper which meets the requirements of R.S. 43:140(3) for qualification as an official journal and which has a larger or smaller circulation in the parish than the official journal. The notice provided to the official journal or other designated newspaper pursuant to this Subparagraph shall also include a recent photograph of the offender or a clear photocopy of a recent photograph of the offender.

Senator Mount moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajois, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Lentini, Malone, Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cain, Cravins, Kostelka, Michot, Schedler.

The Chair declared the amendments proposed by the House were rejected. Senator Mount moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 613— BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 46:2742(B)(introductory paragraph), (1), (2), (4)(introductory paragraph), (5)(a), (b) and (c), (6) and (8) and to enact R.S. 46:2742(B)(5)(d) and (10) and (C), relative to the case mix reimbursement for nursing facilities; to require payment and resource requirement be adjusted quarterly; to provide for a floor for direct care costs; to provide relative to square footage per bed to be allowed; to provide relative to depreciation and a minimum rate of return for facilities; to

provide relative to renovations, long-term ownership, and property insurance; to provide relative to pass-through expenses, allowable costs and impact of budget reductions on nursing home reimbursement; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 613 by Senator Cheek

AMENDMENT NO. 1

On page 3, line 23, change "will" to "shall"

AMENDMENT NO. 2

On page 3, line 25, change "will" to "shall"

AMENDMENT NO. 3

On page 3, line 29, change "will" to "shall"

AMENDMENT NO. 4

On page 4, line 4, after "reduction category" and before "be" change "will" to "shall" and after "This category" and before "reduce" change "will" to "shall"

AMENDMENT NO. 5

On page 4, line 8, change "will" to "shall"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 613 by Senator Cheek

AMENDMENT NO. 1

On page 3, delete line 29, and on page 4, delete line 1, and insert the following:

"(10) A provision for cost reports that shall be prepared in accordance with the cost reporting instructions adopted by the Medicare program using the definition of allowable and non-allowable costs contained in the Medicare/Medicaid provider reimbursement manual, with the exception that the department shall determine due dates and extensions."

Senator Cheek moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajois, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Cain, Cravins, Michot, Schedler.

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Cheek moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 614—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 46:2116, 2116.1(2), the introductory paragraph of 2116.1(3) and (3)(e) and (5), 2116.2(A) and (B)(1), (2), (3) and (4), the introductory paragraph of (C) and (C)(1), (2), and (3), and (D)(1) and (2), 2116.3(A), 2116.5(A) and (D), relative to the personal care assistants program; to provide for flexibility by Department of Social Services, office of rehabilitation services for the standards of eligibility; to provide for definitions for individuals determined to be in need of personal care assistants; provides for members to the advisory panel to develop criteria for prioritization; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 614 by Senator Bajoie

AMENDMENT NO. 1

On page 3, line 5, after "**Transfers**" insert a period "."

Senator Bajoie moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Bajoie moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 664—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 41:1702(D)(2)(a), relative to reclamation and restoration of certain lands; to provide relative to certain powers of the secretary of the Department of Natural Resources;

to provide relative to certain agreements concerning the acquisition of land by certain entities for coastal projects; to provide certain requirements, procedures and definitions; to provide for the adoption of rules and regulations; to provide relative to agreements concerning ownership of minerals; to provide certain terms, conditions, and procedures; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 664 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 6, after "projects" insert a comma "," and "**including hurricane protection and flood control.**"

AMENDMENT NO. 2

On page 2, line 24, after "**projects**" insert a comma "," and "**including hurricane protection and flood control.**"

AMENDMENT NO. 3

On page 2, line 27, after "**adopted**" insert "**in accordance with the Administrative Procedure Act**"

AMENDMENT NO. 4

On page 3, delete lines 5 through 10 in their entirety and insert in lieu thereof the following:

"(cc) Mineral servitudes and exercise of mineral rights, including noninterference with the principal purposes of the acquisition. If ownership of the property is transferred to a public entity or a qualified acquiring authority, prescription of nonuse shall be suspended. However, if the ownership of the property is subsequently transferred to a person or entity that is not a public entity or qualified acquiring authority, the prescription of nonuse shall be applicable and shall not be interrupted by such subsequent acquisition."

AMENDMENT NO. 5

On page 3, delete lines 27 and 28 in their entirety

AMENDMENT NO. 6

On page 4, line 1, after "**adoption**" insert "**in accordance with the Administrative Procedure Act**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative M. Powell to Reengrossed Senate Bill No. 664 by Senator Dupre

AMENDMENT NO. 1

On page 4, line 2, after "**above.**" and before "**Such rules**" insert "**Such rules and regulations shall not be promulgated or adopted as emergency rules.**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 664 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 29, after "**matters**" delete the period "." and "**Such**" and insert the following:

"to the same extent as authorized under Item (i) of this Paragraph. In addition, such"

AMENDMENT NO. 2

In Amendment No. 4 proposed by the House Committee on Natural Resources and adopted by the House on June 8, 2006, on line 13, after "**acquisition**" delete the period "." and the remainder of the line and delete lines 14 through 19 in their entirety and insert in lieu

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thereof the following:

"consistent with the provisions of Item (i) of this Paragraph and R.S. 31:149."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Shepherd
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total - 32		

NAYS

Malone
Total - 1

ABSENT

Cain	Michot	Quinn
Cravins	Mount	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 666—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2198.11(4) and 2198.12(A) and (D)(1), relative to pain management clinics; to provide for definitions; to provide for licensure; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 701—
BY SENATOR JONES

AN ACT

To enact R.S. 17:3981(6), relative to charter schools; to require the State Board of Elementary and Secondary Education to provide certain financial information upon the request of certain school systems; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kenney to Engrossed Senate Bill No. 701 by Senator Jones

AMENDMENT NO. 1

On page 1, line 11, after "**with**" and before "**than**" change "**less**" to "**fewer**"

AMENDMENT NO. 2

On page 1, line 13, after "**of**" and before "**charter**" change "**the**" to "**any proposed**"

Senator Jones moved to concur in the amendments proposed by

the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	McPherson
Amedee	Ellington	Mount
Bajoie	Fields	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Shepherd
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Cain	Kostelka	Michot
Cravins	Malone	Quinn
Fontenot	Marionneaux	Schedler
Total - 9		

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 727—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1533(A) and to enact Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to provide for a self-insurance fund; to create the Northeast Delta Human Services Authority; to provide for powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for the transfer of employees; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 727 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "R.S. 39:1533(A)" insert "R.S. 28:382.2(C)" and after "enact" and before "Chapter" insert "R.S. 28:771(G) and"

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." and before "Chapter" insert the following:

"R.S. 28:382.2(C) is hereby amended and reenacted and R.S. 28:771(G) and"

AMENDMENT NO. 3

On page 1, line 12, change "is" to "are"

AMENDMENT NO. 4

On page 1, between lines 12 and 13 insert the following:
"§382.2. Statewide human services and accountability

framework for human services delivery; development; implementation

C. Notwithstanding the provisions of R.S. 36:257, the secretary may reorganize Department of Health and Hospitals agencies and offices, exclusive of Jefferson Parish Human Services Authority, Capital Area Human Services District, Florida Parishes Human Services Authority, Metropolitan Human Services District, Northeast Delta Human Services Authority, and other human services districts and authorities, to support the transition of state roles and functions from direct service delivery to policy setting, monitoring, and provision of technical support of direct service delivery systems.

§771. Office for addictive disorders; functions related to addictive disorders

G. The services and programs as described in Subsections A and B of this Section, excluding the operation and management of any inpatient facility under the jurisdiction of the department, shall be the responsibility of and shall be performed by the Northeast Delta Human Services Authority for the parishes of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, and West Carroll only. The department shall not be responsible for and shall not perform these services and programs in said parishes provided that if funds are not appropriated by the legislature for the district to provide these services and programs in said parishes, the department shall continue to be responsible for and shall perform these services and programs in said parishes.

AMENDMENT NO. 5

On page 2, line 11, change "substance abuse" to "addictive disorders"

AMENDMENT NO. 6

On page 2, line 12, delete "Southern Oaks Addiction Recovery,"

AMENDMENT NO. 7

On page 2, at the end of line 15, insert the following:
Programs and services relative to the Southern Oaks Addiction Recovery shall be provided in accordance with a twelve-month transition plan developed by the office for addictive disorders and the governing board of the authority.

AMENDMENT NO. 8

On page 4, line 25, change "alcohol or drug abusers" to "persons with addictive disorders"

AMENDMENT NO. 9

On page 5, between lines 4 and 5, insert the following:
(5) The provisions of Paragraphs (1) through (3) of this Subsection shall not include the operation, management or performance of functions and services related to the Ruston Developmental Center or the Columbia Developmental Center.

AMENDMENT NO. 10

On page 9, line 16, change "Section 4." to "Section 3."

AMENDMENT NO. 11

On page 10, delete lines 8 through 13 in their entirety

Senator Ellington moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson

Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Shepherd
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	

Total - 32

NAYS

Total - 0

ABSENT

Cain	Michot	Schedler
Cravins	Nevers	
Lentini	Quinn	

Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 737—
 BY SENATOR JONES

AN ACT

To enact Chapter 20-B-1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.11, relative to the Teachers Education Trust Fund Incentive Program; to provide incentives for qualified teachers to locate and work in disadvantaged areas; to authorize the development and establishment of Teachers Education Trust Fund Incentive Program within the state treasury; to provide for program approval; to authorize the office of student financial assistance to administer the program; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 737 by Senator Jones

AMENDMENT NO. 1

On page 1, line 4, after "Program;" delete the remainder of the line and delete lines 5, 6, and 7 in their entirety and at the beginning of line 8 delete "the program;" and insert in lieu thereof the following:

"to establish the Teachers Education Incentive Program Trust Fund as a special fund in the state treasury; to provide relative to the credit of certain monies to the fund; to require the investment of fund monies; to require that interest earnings on fund monies be deposited in the fund; to provide relative to certain fund balances; to specify the use of fund monies; to establish the Teachers Education Trust Fund Incentive Program; to provide program purposes; to provide definitions, to provide relative to program eligibility; to provide relative to the formulation, development, and approval of program components by the State Board of Elementary and Secondary Education in cooperation with specified others; to provide relative to program implementation and administration by the Louisiana Student Financial Assistance Commission;"

AMENDMENT NO. 2

On page 1, line 11, after "R.S. 11:3042.11" insert a comma ","

AMENDMENT NO. 3

On page 1, line 14, after "**Program**;" delete the remainder of the line and delete line 15 in its entirety and insert in lieu thereof "**purposes; components; eligibility; administration; special treasury fund**"

AMENDMENT NO. 4

On page 2, line 5, change "Teachers Education Trust Fund Incentive Program," to "Teachers Education Incentive Program Trust Fund,"

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AMENDMENT NO. 5

On page 2, line 12, after "Subsection" and before "of" change "C" to "D"

AMENDMENT NO. 6

On page 2, at the beginning of line 19, after "established" and before "for" delete "as a special fund program in the treasury"

AMENDMENT NO. 7

On page 3 delete line 10 in its entirety

AMENDMENT NO. 8

On page 3 delete lines 14 and 15 in their entirety and insert in lieu thereof the following:

"Such payments shall be in an amount not to exceed three thousand dollars a year for three years and may be used, but shall not be required to be used, to offset the qualified student debt of an eligible classroom teacher as applicable."

AMENDMENT NO. 9

On page 3 delete lines 16 through 20 in their entirety and at the beginning of line 21 delete "(2) The office of student financial assistance," and insert in lieu thereof the following:

"E.(1) The State Board of Elementary and Secondary Education, in cooperation with the Louisiana Student Financial Assistance Commission, shall adopt rules and regulations in accordance with the Administrative Procedure Act providing for the formulation, development, and approval by the board of the components of the Teachers Education Trust Fund Incentive Program."

(2) The Teachers Education Trust Fund Incentive Program shall be administered by the Louisiana Student Financial Assistance Commission. The commission, in accordance with the Administrative Procedure Act, shall adopt rules and regulations necessary for program implementation and administration."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 737 by Senator Jones

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Education on line 11, between "definitions" and "to" change ", " to ";

AMENDMENT NO. 2

In House Committee Amendment No. 9 proposed by the House Committee on Education delete lines 6 and 7 and insert "On page 3, delete lines 16 through 24 in their entirety and insert in lieu thereof the following:"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Ellington, Mount, Amedee, Fields, Murray, Bajojie, Gautreaux B, Nevers, Barham, Gautreaux N, Romero, Boasso, Heitmeier, Shepherd, Broome, Hollis, Smith, Chaisson, Jackson, Theunissen, Cheek, Jones, Ullo, Dardenne, Kostelka, Duplessis, Lentini, Total - 31

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cain, Malone, Quinn, Cravins, Marionneaux, Schedler, Fontenot, Michot, Total - 8

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 749— (Substitute of Senate Bill No. 335 By Senator Nevers)

BY SENATORS NEVERS AND HINES AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 749 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the beginning of line 8, after "of" and before "Community" delete "Louisiana"

AMENDMENT NO. 2

On page 1, line 10, after "of" and before "Community" delete "Louisiana"

AMENDMENT NO. 3

On page 1, at the end of line 10, after "Colleges," and before "city," delete "the"

AMENDMENT NO. 4

On page 1, at the beginning of line 11, after "parish," and before "other" change "or" to "and"

AMENDMENT NO. 5

On page 2, line 14, after "The" and before "material," change "facility," to "facilities,"

AMENDMENT NO. 6

On page 2, line 19, after "institutions" and before "for" change "has" to "have"

AMENDMENT NO. 7

On page 2, at the end of line 20, change "facility," to "facilities,"

AMENDMENT NO. 8

On page 3, line 1, after "available" and before "faculty," change "facility," to "facilities,"

AMENDMENT NO. 9

On page 3, line 9, after "of" and before "technology," change "facility," to "facilities."

AMENDMENT NO. 10

On page 3, line 12, after "in" and before "equipment," change "facility," to "facilities."

AMENDMENT NO. 11

On page 3, at the end of line 12, after "expertise" and before "and" insert a comma ",".

AMENDMENT NO. 12

On page 3, line 29, after "home" and before "program" change "school" to "study"

AMENDMENT NO. 13

On page 4, at the beginning of line 1, after "(2)" and before "means" change "LCTCS board" to "Board of supervisors"

AMENDMENT NO. 14

On page 4, line 21, after "and" and before "requirements" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 15

On page 4, line 23, after "and the" and before "shall" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 16

On page 5, at the end of line 2, delete "LCTCS"

AMENDMENT NO. 17

On page 5, at the beginning of line 3, after "board" and before "shall" insert "of supervisors"

AMENDMENT NO. 18

On page 5, line 22, after "postsecondary," and before "state" insert "and"

AMENDMENT NO. 19

On page 5, line 22, after "local," and before "Recommendations" insert "(v)"

AMENDMENT NO. 20

On page 6, line 1, after "the" and before "to" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 21

On page 6, line 7, after "to" and before "partnership" change "work at establishing" to "establish"

AMENDMENT NO. 22

On page 6, line 15, after "shall" and before "for" change "work at establishing and providing" to "establish and provide"

AMENDMENT NO. 23

On page 7, line 1, "the" and before "regarding" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 24

On page 7, line 4, after "the" and before "and" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 25

On page 7, line 20, after "the" and before "shall" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 26

On page 7, line 24, after "to the" and before "and" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 27

On page 8, delete line 4 and insert "opportunity to be simultaneously enrolled in the public"

AMENDMENT NO. 28

On page 8, line 19, after "access" and before "such" change "of" to "for"

AMENDMENT NO. 29

On page 8, line 19, after "the" and before "resources," change "facility," to "facilities."

AMENDMENT NO. 30

On page 8, line 27, after "State board;" and before "guidelines;" change "LCTCS board;" to "board of supervisors;"

AMENDMENT NO. 31

On page 9, line 1, after "the" and before "rules" change "LCTCS board," to "board of supervisors,"

AMENDMENT NO. 32

On page 9, line 4, after "completed in" and before "high" change "the" to "a"

AMENDMENT NO. 33

On page 9, line 6, after "Act" and before "and" insert a comma ",".

AMENDMENT NO. 34

On page 9, line 6, after "the" and before "rules" change "LCTCS board," to "board of supervisors,"

AMENDMENT NO. 35

On page 9, line 12, after "with" delete the remainder of the line and insert "a community or technical college to"

AMENDMENT NO. 36

On page 9, line 13, after "of" and before "students" change "LCTCS" to "community or technical college"

AMENDMENT NO. 37

On page 9, line 15, after "The" and before "shall:" change "LCTCS board" to "board of supervisors"

AMENDMENT NO. 38

On page 9, line 24, after "the" change "LCTCS," to "board of supervisors."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Reengrossed Senate Bill No. 749 by Senator Nevers

AMENDMENT NO. 1

Delete Amendments Nos. 6 and 7 proposed by the House Committee on Education and adopted by the House on June 8, 2006.

AMENDMENT NO. 2

On page 2, delete lines 18 through 21 and insert the following:

"(5) Bureaucracies are generally uncomfortable with permitting the use of their facilities, faculty, and other resources by those beyond the limits of their control."

Senator Nevers moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneau
Amedeo	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen

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Dardenne Duplessis Total - 29	Kostelka Lentini	Ullo
	NAYS	
Total - 0	ABSENT	
Mr. President Cain Cravins Dupre Total - 10	Gautreaux N Malone Michot Quinn	Schedler Shepherd

The Chair declared the amendments proposed by the House were rejected. Senator Nevers moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 128 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Greene, Ansardi and Robideaux.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 970 by Representative Jack Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Jack Smith, Damico and Townsend.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1281 by Representative Dorsey, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Dorsey, Baylor and St. Germain.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 19—
BY SENATOR MCPHERSON AND REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 37:1226.2(B)(1) and (2) and to enact R.S. 37:1226.2(F), (G), and (H), relative to the donation of prescription drugs to free pharmacies; to require free pharmacies to accept certain prescription drugs; to allow dispensing at the discretion of the pharmacist; to provide for mandatory donation of certain prescription drugs to charitable pharmacies under certain circumstances; to provide for a deduction of any such charges when unopened prescription drugs are returned, unused to a pharmacy; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 445—
BY SENATOR JACKSON
AN ACT

To enact R.S. 40:600.26(G) and (H), relative to the Louisiana Housing Trust Fund Act of 2003; to provide for housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide for the priority of housing citizens who were displaced in a declared disaster area as a result of hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 709—
BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(1) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 222—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:402(B)(1)(a) and (c), 416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any unlicensed person who operates a motor vehicle; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle; to provide for penalties when an unlicensed person is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 129—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 15:571.3(B), relative to execution of sentence; to provide for diminution and commutation of sentence for good behavior; to provide for an increase in the rate of good time earned every thirty days in certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 41—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1152(J)(4), relative to the Louisiana School Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for calculation of benefits upon termination of plan participation and employment; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 88—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retirees; to provide for limitation on earnings; to provide for payment to the system of amounts in excess of such limitation; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 258—
BY SENATORS BOASSO, BARHAM, DARDENNE, B. GAUTREAU,
HOLLIS, SHEPHERD AND THEUNISSEN
A JOINT RESOLUTION

Proposing to amend Article X, Section 29(E)(4) and (5) of the Constitution of Louisiana, relative to retirement and survivor's benefits; to limit creation of additional unfunded accrued liabilities for state retirement systems; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 39—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 63—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 22—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:4103(A) and 4106(A)(2), relative to mediators and the Louisiana Mediation Act; to authorize court ordered mediation at the request of one party; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 695—
BY SENATORS CRAVINS AND N. GAUTREAU

AN ACT

To amend and reenact R.S. 27:392(C)(2) and to enact R.S. 27:361(B)(4)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to further the purposes of the Act by requiring payment of a fixed amount to establish a health and welfare plan for Louisiana jockeys; to provide for the distribution for the Greater New Orleans Sports Foundation Fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 703—
BY SENATORS HEITMEIER AND MOUNT

AN ACT

To amend and reenact R.S. 33:4547.1(B), 4547.2(B) through (E), and 4547.3 and to enact R.S. 33:4547.1(C) and (D), 4547.2(F) through (H) and 4547.4, relative to performance-based energy efficiency contracts; to provide for award of certain performance-based energy efficiency contracts by political subdivisions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 754— (Substitute of Senate Bill No. 100 by
Senator Cravins)**

BY SENATOR CRAVINS

AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 455—
BY SENATOR MALONE

AN ACT

To amend and reenact Section 6 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide relative to mineral rights and certain civil actions; to provide an exemption for certain mineral leases; and to provide for related matters.

Reported with amendments.

June 16, 2006

SENATE BILL NO. 611—
BY SENATOR ADLEY

AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and rezoning requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 228—
BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 893, relative to suspension and deferral of sentence and probation in felony cases; to provide for suspension of sentence for certain third convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 38—
BY SENATOR B. GAUTREUX AND REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2253(A)(2), relative to membership in the Firefighters' Retirement System; to prohibit membership in the system of a person receiving a disability pension from another public retirement system or pension fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Rules Suspended

Senator B. Gautreaux asked for a suspension of the rules for the purpose of permitting the consideration of a motion to allow the Senate to consider House Bill No. 184 after 6:00 p.m. on the 82nd calendar day.

Senator Hollis objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Fields	Mount
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Jackson	Romero
Cheek	Jones	Theunissen
Dardenne	Lentini	Ullo
Total - 24		

NAYS

Boasso	Heitmeier	Murray
Ellington	Hollis	Shepherd
Fontenot	Malone	Smith
Total - 9		

ABSENT

Cain	Cravins	Michot
Chaisson	Kostelka	Schedler
Total - 6		

The Chair declared the rules were suspended.

Motion to Consider

Senator B. Gautreaux moved the adoption of a motion to allow the Senate to consider House Bill No. 184 on Third Reading and Final Passage, Subject to Call, after the 6:00 p. m. on 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Gautreaux B	McPherson
Boasso	Gautreaux N	Nevers
Broome	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Dupre	Lentini	
Total - 20		

NAYS

Amedee	Heitmeier	Murray
Bajoie	Kostelka	Quinn
Duplessis	Malone	Shepherd
Fontenot	Mount	
Total - 11		

ABSENT

Barham	Cravins	Schedler
Cain	Fields	Ullo
Chaisson	Michot	
Total - 8		

The Chair declared that the motion to allow the Senate to consider House Bill No. 184 after the 82nd legislative day failed to be adopted.

Rules Suspended

Senator McPherson asked for a suspension of the rules for the purpose of permitting the consideration of a motion to allow the Senate to consider House Bill No. 1235 after 6:00 p.m. on the 82nd calendar day.

Senator Murray objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Lentini	
Dupre	Marionneaux	
Total - 28		

NAYS

Mr. President	Murray
Fontenot	Shepherd
Total - 4	

ABSENT

Cain Kostelka Schedler
Chaisson Malone
Cravins Michot
Total - 7

The Chair declared the rules were suspended.

Motion to Consider

Senator McPherson moved the adoption of a motion to allow the Senate to consider House Bill No. 1235 on Third Reading and Final Passage, Subject to Call, after 6:00 p. m. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley Dupre Lentini
Amedee Ellington Marionneaux
Bajoie Fields McPherson
Barham Fontenot Nevers
Boasso Gautreaux B Quinn
Broome Gautreaux N Romero
Chaisson Heitmeier Smith
Cheek Hollis Theunissen
Dardenne Jackson Ullo
Duplessis Jones
Total - 29

NAYS

Mr. President Murray Shepherd
Total - 3

ABSENT

Cain Malone Schedler
Cravins Michot
Kostelka Mount
Total - 7

The Chair declared that the motion to allow the Senate to consider Bill No. 1235 after 6:00 p. m. on the 82nd legislative day was adopted and the bill may be considered pursuant to the consent of the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

RELATIVE TO CONSIDERATION AFTER 82ND CALENDAR DAY

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 545 on Third Reading and Final Passage after the 82nd calendar day and asks the Senate to concur in the same.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

Senator Marionneaux asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 42 BY SENATOR B. GAUTREAUX AN ACT

To enact R.S. 11:1195.1, relative to the Louisiana School Employees' Retirement System; to provide with respect to methods of financing; to provide for employer contributions; to require continuation of payments to the unfunded accrued liability by contributing employers who terminate employees under certain circumstances; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 42 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, line 1, after "over" delete "five" and insert "ten"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 42 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative" delete "enact R.S. 11:1195.1," and insert "amend and reenact R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3) and 1195.1,"

AMENDMENT NO. 2

On page 1, at the end of line 2, insert: "to provide for definitions; to provide for calculation of average compensation; to provide for calculation of benefits upon termination of participation in the Deferred Retirement Option Plan and employment;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." delete "R.S. 11:1195.1 is" and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) and 1195.1 are"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert: "\$231. Average compensation * * *

C. * * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006. * * *

§1002. Definitions As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different

meaning is plainly required by the context:

(6)(a) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

§1141.2. Computation of retirement benefits

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

(10) Average compensation: For the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation," for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically

exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

§1152. Deferred Retirement Option Plan

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Malone	Schedler
Cravins	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 47—

BY SENATORS NEVERS AND AMEDEE
AN ACT

To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 47 by Senator Nevers
AMENDMENT NO. 1
Change the author of the bill from Senator Nevers to Senator Schedler

AMENDMENT NO. 2

On page 1, line 2, delete "R.S. 14:98(L) and"

AMENDMENT NO. 3

On page 1, delete lines 3 through 5 in their entirety

AMENDMENT NO. 4

On page 1, line 6, delete "of the monies," and insert "provide for the creation and issuance of Louisiana Thank You! license plates for owners or operators;"

AMENDMENT NO. 5

On page 1, delete lines 8 through 17 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 6 in their entirety

AMENDMENT NO. 7

On page 2, line 7, change "Section 2." to "Section 1."

AMENDMENT NO. 8

On page 2, delete lines 8 through 29 in their entirety

AMENDMENT NO. 9

On page 3, delete line 1 in its entirety and insert in lieu thereof the following:

"§463.131. Special prestige license plate; Louisiana Thanks You!

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate for Louisiana Thanks You! when the department has received a minimum of one thousand applications for such plate and upon the signing of a contract authorizing the use of the logo of the Louisiana Thanks You! Campaign. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The license plate shall be of a color and design selected by the Louisiana Thanks You! Campaign directors, provided that it is in compliance with R.S. 47:463(A)(3).

B. The prestige license plate shall be issued, upon application, to any citizen of Louisiana in the same manner as any other motor vehicle license plate.

C. The charge for this special license plate shall be the standard motor vehicle license tax imposed by Article VII, Section 5 of the Constitution of Louisiana, plus a handling fee of three dollars and fifty cents which shall be retained by the department to offset administrative costs.

D. The secretary shall promulgate rules and regulations as are necessary to implement the provisions of this Section."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed Senate Bill No. 47 by Senator Nevers

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 13, 2006.

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Chaisson	Heitmeier	Romero
Cheek	Hollis	Shepherd
Dardenne	Jones	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 30		

NAYS

Quinn
Total - 1

ABSENT

Adley	Cravins	Michot
Amedee	Jackson	Schedler
Cain	Kostelka	
Total - 8		

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

June 16, 2006

SENATE BILL NO. 63—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 63 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 3, between lines 5 and 6, insert the following: "(iv) Should any participant's waiver executed pursuant to the provisions of Item (i) of this Subparagraph be declared null, void, inapplicable, or unenforceable, the participant's individual account shall be treated as though he had not executed such waiver, and the balance therein shall be adjusted to reflect such treatment."

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' in two columns: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Total - 31; and Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Malone, Marionneaux, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Uilo.

NAYS

Total - 0

ABSENT

Table listing names of senators who were 'ABSENT': Cain, Cravins, Fields, Total - 8; and Kostelka, Lentini, McPherson, Michot, Schedler.

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 81—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 13:3662(H)(1), relative to conducting telephone hearings; to provide that law enforcement officers may appear in hearings by telephone, video conference, or similar communication equipment if agreed upon by the parties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 81 by Senator Jones

AMENDMENT NO. 1

On page 1, delete lines 3 and 4, and insert "provide for the appearance under certain circumstances of law enforcement officers or fire service personnel as witnesses in certain administrative hearings for the Department of Public Safety and Corrections; to provide relative to the receipt of witness fees by such persons; and"

AMENDMENT NO. 2

On page 1, line 17, after "testifies." delete the remainder of the line and on page 2, delete line 1

AMENDMENT NO. 3

On page 2, line 14, after "person. If" and before "the" insert a comma "," and insert "in accordance with R.S. 49:994(D)(4)."

AMENDMENT NO. 4

On page 2, line 15, after "video conference" and before "or" insert a comma ","

AMENDMENT NO. 5

On page 2, line 16, after "equipment" and before "the hearing" insert a comma ","

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed Senate Bill No. 81 by Senator Jones

AMENDMENT NO. 1

On page 2, line 8 after "or not." and before "The" insert the following:

"If the law enforcement officer or fire service personnel does not appear in person at the hearing, such law enforcement officer or fire service personnel shall not be entitled to the fee."

Senator Jones moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' in three columns: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Chaisson, Cheek, Dardenne, Duplessis, Total - 33; Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Malone; and Marionneaux, McPherson, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table listing names of senators who were 'ABSENT': Cain, Cravins, Total - 6; and Kostelka, Lentini, Michot, Schedler.

The Chair declared the amendments proposed by the House were rejected. Senator Jones moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 129—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 15:571.3(B), relative to execution of sentence; to provide for diminution and commutation of sentence for good behavior; to provide for an increase in the rate of good time earned every thirty days in certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 129 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, immediately after "R.S. 15:571.3(B)" insert "and (C)(4)"

AMENDMENT NO. 2

On page 1, line 7, change "is" to "and (C)(4) are"

AMENDMENT NO. 3

On page 2, line 5, immediately after "sentence." insert "The" and delete the remainder of the line

AMENDMENT NO. 4

On page 2, line 6, delete "January 1, 1992, the"

AMENDMENT NO. 5

On page 2, delete lines 13 through 17 and insert the following:

"(b) If a person is convicted of or pleads guilty to, or where adjudication has been deferred or withheld for a violation of R.S. 14:78 (incest), R.S. 14:78.1 (aggravated incest), R.S. 14:80 (felony carnal knowledge of a juvenile), R.S. 14:81 (indecent behavior with juveniles), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.2 (molestation of a juvenile), R.S. 14:89(A)(1) (crime against nature), R.S. 14:89.1 (aggravated crime against nature), R.S. 14:93.5 (sexual battery of the infirm) or any provision of Subpart C of Part II of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, and is sentenced to imprisonment for a stated number of years or months, the person shall not be eligible for diminution of sentence for good behavior.

C. Diminution of sentence shall not be allowed an inmate in the custody of the Department of Public Safety and Corrections if:

(4) The inmate has been convicted ~~two~~ **one** or more times under the laws of this state, any other state, or the federal government of any one or more of the following crimes or attempts to commit any of the following crimes:"

AMENDMENT NO. 6

On page 2, after line 21, insert the following:

"Section 3. The provisions of this Act shall apply only to persons convicted of offenses on or after August 15, 2006."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 129 by Senator Jones

AMENDMENT NO. 1

On page 1, line 10, following "**in**" and before "**(B)(6)**" change "**Subsection**" to "**Paragraph**"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Lentini	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Cain	Kostelka	Quinn
Cravins	Michot	Schedler

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 155—

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.81 through 9039.86, relative to the creation of the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 155 by Senator Marionneau

AMENDMENT NO. 1

On page 2, line 10, after "**Ascension,**" delete "**East Baton Rouge,**"

AMENDMENT NO. 2

On page 2, line 29, after "**LACAEDA**" insert "**representative**"

AMENDMENT NO. 3

On page 3, line 19, after "**within the**" delete "**nine**" and insert "**eight**"

AMENDMENT NO. 4

On page 3, line 20, after "**Ascension,**" delete "**East Baton Rouge,**"

AMENDMENT NO. 5

On page 6, line 5, after "**state**" and before "**agencies**" insert "**and local**"

AMENDMENT NO. 6

On page 6, after line 15 insert the following:

"D. The commission shall work and cooperate with the Baton Rouge Film Commission in carrying out the purposes of

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this Chapter."

Senator Marionneau moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	

Total - 34

NAYS

Total - 0

ABSENT

Cain	Michot	Shepherd
Cravins	Schedler	

Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Marionneau moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 183—

BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 183 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:204(B)" delete "and 1147(B)(3) and (C)," and insert a comma "," and "1002(6), 1141.2(B)(10), 1147(B)(3) and (C), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3),"

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide for definitions; to provide for calculation of average compensation;"

AMENDMENT NO. 3

On page 1, line 5, after "July1, 2006;" insert "to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 9, after "R.S. 11:204(B)" delete the remainder of the

line and on line 10, delete "reenacted" and insert a comma "," and "1002(6), 1141.2(B)(10), 1147(B)(3) and (C), and 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted"

AMENDMENT NO. 5

On page 2, between lines 9 and 10 insert the following:

"§231. Average compensation
 * * *
 C.
 * * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

§1141.2. Computation of retirement benefits

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not

attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

(10) Average compensation. ~~For~~ for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

AMENDMENT NO. 6

On page 3, between lines 25 and 26, insert the following:

§1152. Deferred Retirement Option Plan

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with

conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 184—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 184 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:1202(A)(1) and (C)," and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and 1202(A)(1) and (C), and to enact R.S. 11:231(C)(3),"

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AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide for definitions; to provide for calculation of average compensation;"

AMENDMENT NO. 3

On page 1, line 5; after "contributions;" insert "to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 9, after "Section 1." delete the remainder of the line and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and 1202(A)(1) and (C) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted to read as"

AMENDMENT NO. 5

On page 1, between lines 10 and 11, insert the following:

"§231. Average compensation * * *

C. * * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

§1002. Definitions * * *

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply

to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

§1141.2. Computation of retirement benefits * * *

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

(10) Average compensation—For for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

§1152. Deferred Retirement Option Plan * * *

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jackson	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Cain	Jones	Michot
Cravins	Kostelka	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 204—
BY SENATORS CHEEK AND ELLINGTON
AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to enact R.S. 11:248 and R.S. 33:2201(F), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to extend the period of time in which to notify the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of such death; to provide for cost-of-living adjustments for surviving spouses of certain law enforcement officers; to provide for retroactive effect; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 204 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 1, after "To" and before "enact" delete "amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "11:248 and R.S. 33:2201(F)," and insert "33:2581.1,"

AMENDMENT NO. 3

On page 1, line 3, delete "survivors of"

AMENDMENT NO. 4

On page 1, line 4, after "firemen" insert a semi-colon ";" and delete the remainder of the line and delete lines 5 through 9 in their entirety and insert "to provide that the development of certain loss of hearing while employed in the classified fire service is an occupational disease; to provide for benefits to an affected employee; to create a rebuttable presumption that the hearing loss developed during employment under certain circumstances; to require certain persons appointed to the classified fire service to submit to certain examinations; and to provide for related matters."

AMENDMENT NO. 5

On page 1, line 12, after "Section 1." delete the remainder of the line and delete lines 13 through 17 in their entirety and delete pages 2 through 4 in their entirety and insert the following:

"R.S. 33:2581.1 is hereby enacted to read as follows:

§2581.1. Development of certain hearing loss during employment in the classified fire service; occupational disease

A. Any loss of hearing which is ten percent greater than that of the affected employee's comparable age group in the general population and which develops during a period of employment in the classified fire service in the state of Louisiana shall be classified as a disease or infirmity connected with employment. The employee affected, or his survivors, shall be entitled to all rights and benefits as granted by the laws of the state of Louisiana to which one suffering an occupational disease is entitled, regardless of whether the fireman is on duty at the time he is stricken with the loss of hearing. Such loss of hearing shall be presumed to have developed during employment and shall be presumed to have been caused by or to have resulted from the nature of the work performed whenever such loss is manifested at any time after the first five years of employment in such classified fire service. This presumption shall be rebuttable by evidence meeting judicial standards and shall be extended to an employee following termination of service for a period of twenty-four months.

B. Each person selected for appointment to an entry level position in the classified fire service on July 1, 2006, or thereafter shall submit to a baseline audiology examination. The appointing authority shall develop and implement policies and procedures for the administration of such examination. Such examination shall take place not later than one year after the selection of such person for such appointment.

Section 2. This Act shall become effective on July 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2006, or on the day following such approval by the legislature, whichever is later."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Honey to Reengrossed Senate Bill No. 204 by Senator Cheek

AMENDMENT NO. 1

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 22, after "of" and before "hearing" delete "certain"

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AMENDMENT NO. 2

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 26, after "during" and before "employment" delete "a period of"

AMENDMENT NO. 3

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 27, after "shall" and before "be classified" insert a comma "," and "for purposes of this Section only."

AMENDMENT NO. 4

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, delete line 28 in its entirety, and insert the following:

"employee affected shall be entitled to medical benefits including hearing prosthesis as"

AMENDMENT NO. 5

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, at the end of line 33, delete "such loss" and insert "same"

AMENDMENT NO. 6

In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, at the end of line 34, delete "fire"

Senator Cheek moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Marionneaux
Adley Fields McPherson
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Romero
Broome Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Dardenne Kostelka Ullo
Duplessis Lentini
Dupre Malone
Total - 34

NAYS

Total - 0

ABSENT

Cain McPherson Schedler
Cravins Michot
Total - 5

The Chair declared the amendments proposed by the House were rejected. Senator Cheek moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 228— BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 893, relative to suspension and deferral of sentence and probation in felony

cases; to provide for suspension of sentence for certain third convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 228 by Senator Jones

AMENDMENT NO. 1

On page 2, line 10, after "served," and before "the" insert "and with the consent of the district attorney,"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Marionneaux
Adley Fields McPherson
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Romero
Broome Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Dardenne Kostelka Ullo
Duplessis Lentini
Dupre Malone
Total - 34

NAYS

Total - 0

ABSENT

Cain Michot Schedler
Cravins Quinn
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 316— BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1732 (introductory paragraph) and (15), and 1763(J)(1) and (2), and to repeal R.S. 11:231(A)(7), relative to the Municipal Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 422— BY SENATOR JACKSON

AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures relative to judicial

district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 422 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 24, change "Calendar Year 2007 and Fiscal Year 2007-2008." to "Calendar Year 2007 for such boards on a calendar year schedule, or Fiscal Year 2007-2008 for such boards on a fiscal year schedule."

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Uilo
Duplessis	Lentini	
Dupre	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Michot	Schedler
Cravins	Quinn	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 455—
BY SENATOR MALONE

AN ACT

To amend and reenact Section 6 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide relative to mineral rights and certain civil actions; to provide an exemption for certain mineral leases; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

On page 2, line 9, after "Legislature" insert "of Louisiana"

AMENDMENT NO. 2

On page 2, line 11, after "Legislature" insert "of Louisiana"

AMENDMENT NO. 3

On page 2, line 25, change "England," to "Great Britain,"

AMENDMENT NO. 4

On page 3, line 13, change "idol," to "image."

AMENDMENT NO. 5

On page 3, line 15, after "day" and before "to keep" insert a comma ", "

AMENDMENT NO. 6

On page 3, line 17, change "commit murder," to "kill."

AMENDMENT NO. 7

On page 11, line 15, change "a foundation" to "one of the foundations"

AMENDMENT NO. 8

On page 11, delete line 17 and insert "affirming faith and the first congressional act legally prohibiting slavery. It"

AMENDMENT NO. 9

On page 12, line 12, after "clerks of court" delete "themselves"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

On page 2, line 3, following "(2)" delete "That"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

Delete House committee amendment numbers 4, 5, and 6 proposed by the House Committee on House and Governmental Affairs on June 7, 2006 and adopted by the House on June 8, 2006.

June 16, 2006

AMENDMENT NO. 2

On page 3, line 10 after "Bible" insert a "." and delete the rest of the line and delete lines 11 through 21.

Senator Broome moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Marionneaux
Adley Fields McPherson
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Quinn
Broome Hollis Romero
Chaisson Jackson Shepherd
Cheek Jones Smith
Dardenne Kostelka Theunissen
Duplessis Lentini Ullo
Dupre Malone
Total - 35

NAYS

Total - 0

ABSENT

Cain Michot
Cravins Schedler
Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Broome moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 496— BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 29:422(D), relative to military affairs; to provide for enforcement of Servicemembers Civil Relief Act by the attorney general of Louisiana; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 496 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 29:12 and to" and after "affairs;" and before "to provide" insert "to provide with respect to the appointment of adjutant generals,"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "R.S. 29:422(D)" insert "R.S. 29:12 is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:

"§12. Assistant adjutants general

The adjutant general shall appoint an assistant adjutant general for the army national guard and an assistant adjutant general for the air national guard. Each assistant adjutant general shall hold the rank of brigadier general, shall have been a citizen of the state and a member of the respective national guard component to which he is appointed assistant adjutant general for at least three years

immediately prior to his appointment, and shall have attained as a minimum the federally recognized rank of lieutenant colonel qualified for federal recognition as colonel. Officers nominated for promotion to brigadier general in the position of assistant adjutant general for army national guard or air national guard must qualify for that grade before a federal board as provided in R.S. 29:15(A). Officers failing to so qualify will vacate the position of assistant adjutant general. Nothing contained in this Title shall preclude the appointment of such additional generals or assistant adjutant generals with requisite qualifications to positions and ranks as authorized.

Senator Theunissen moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Fields McPherson
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Romero
Broome Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Dardenne Lentini Ullo
Duplessis Malone
Total - 32

NAYS

Total - 0

ABSENT

Cain Kostelka Schedler
Cravins Michot
Ellington Quinn
Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 569— BY SENATOR MURRAY

AN ACT

To enact R.S. 29:725.1, relative to the authority of the attorney general in certain emergencies; to authorize the issuance of cease and desist orders by the attorney general during an emergency; to provide for the power of the attorney general to issue cease and desist orders when immediate action through the normal judicial process is not possible; to provide for proper venue to request a hearing; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 569 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, change "enact R.S. 29:725.1" to "amend and reenact R.S. 29:734(A) and R.S. 51:1407"

AMENDMENT NO. 2

On page 1, line 3, change "the issuance of cease and desist orders" to "certain judicial action"

AMENDMENT NO. 3

On page 1, line 4, after the semicolon ";" delete the remainder of the line and delete line 5 in its entirety

AMENDMENT NO. 4

On page 1, line 6, delete "process is not possible;"

AMENDMENT NO. 5

On page 1, line 6, after "venue" delete "to request a hearing"

AMENDMENT NO. 6

On page 1, line 9, change "29:725.1 is hereby enacted" to "29:734(A) is hereby amended and reenacted"

AMENDMENT NO. 7

On page 1, delete lines 10 through 17 in their entirety and insert the following:

"§734. Violations; judicial relief; prima facie proof

A. Upon a violation of R.S. 29:732, the attorney general, district attorney, or parish attorney may bring the appropriate judicial action for an order enjoining or restraining commission or continuance of the alleged unlawful acts. In the event, the district court of proper venue is not operational due to the declared state of emergency, the action shall be brought in the Nineteenth Judicial District Court in the parish of East Baton Rouge or the operating judicial district court located closest in geographic distance thereto. In any such proceeding, the court may impose a civil penalty and, where appropriate, order restitution to aggrieved consumers.

* * *

Section 2. R.S. 51:1407 is hereby amended and reenacted to read as follows:

§1407. Restraining prohibited acts

Whenever the director and the attorney general have reason to believe that any person is using, has used, or is about to use any method, act, or practice declared by R.S. 51:1405 to be unlawful, the director may instruct the attorney general to bring an action for injunctive relief in the name of the state against such person to restrain and enjoin the use of such method, act, or practice. The action may be brought in the district court having civil jurisdiction in any parish in which such person resides, or is domiciled or has his principal place of business, or in any parish in which such person did business, or, with consent of the parties, may be brought in the district court of the parish where the state capitol is located. In the event these district courts are not operational due to a declared state of emergency, the action shall be brought in an operating judicial court located closest in geographic distance to the Nineteenth Judicial District Court in the parish of East Baton Rouge. In the event that such person was located outside of the state, but was soliciting in the state by mail, telephone, or any electronic communication, the action may be brought in the district court having civil jurisdiction in the parish in which the contact was made. It being against the public policy of the state of Louisiana to allow a contractual selection of venue or jurisdiction contrary to the provisions of the Louisiana Code of Civil Procedure, no provision of any contract which purports to waive these provisions of venue, or to waive or select venue or jurisdiction in advance of the filing of any civil action, may be enforced against any plaintiff in an action brought in these courts. These courts are authorized to issue temporary restraining orders or preliminary and permanent injunctions to restrain and enjoin violations of this Chapter, and such restraining orders or injunctions shall be issued without bond.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

AMENDMENT NO. 8

Delete pages 2 and 3 in their entirety

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 597—

BY SENATOR DARDENNE

AN ACT

To enact Part III of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:44 through 51, relative to public records; to provide for confidentiality of the addresses of registered voters who are victims of abuse; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 597 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 18:154(F), 1303(H), and"

AMENDMENT NO. 2

On page 1, line 3, change "51," to "49,"

AMENDMENT NO. 3

On page 1, delete line 4, and insert the following:

"a program for maintaining the confidentiality of the residential addresses of program participants; to provide for procedures for applying for such program; to authorize the secretary of state to certify an applicant's participation in the program; to provide for the misdemeanor of false application to the program; to provide for penalties for the misdemeanor; to provide relative to cancellation from the program; to authorize the secretary of state to designate a substitute address for program participants; to authorize a program participant to use the substitute address in filings to a state or local agency in certain circumstances; to authorize the secretary of state to determine the circumstances in which a substitute address may be used; to provide for a program participant who is a registered voter to be eligible to vote absentee by mail; to prohibit a program participant from voting in person at the polls on election day or during early voting; and to"

June 16, 2006

AMENDMENT NO. 4

On page 1, line 8, change "51" to "49"

AMENDMENT NO. 5

On page 1, delete lines 9 through 17, and delete pages 2 through 5 and on page 6, delete lines 1 through 18 and insert the following:

"PART III. ADDRESS CONFIDENTIALITY ACT"

§44. Definitions

As used in this Part, the following terms shall have the meanings hereinafter ascribed to each, unless the context clearly indicates another meaning:

(1) "Abuse" means causing or attempting to cause physical harm, placing another person in fear of physical harm, or causing another person to engage involuntarily in sexual activity by force, threat of force, or duress, when committed by any of the following:

- (a) A person against such person's spouse.
- (b) A person against such person's former spouse.
- (c) A person residing with the victim if such person and the victim are or were in a dating relationship.
- (d) A person who formerly resided with the victim if such person and the victim are or were in a dating relationship.
- (e) A person against a parent of such person's child, whether or not such person and the victim have been married or resided together at any time.

(f) A person against a person with whom such person is in a dating relationship.

(g) A person against a person with whom such person formerly was in a dating relationship.

(h) A person related to the victim by consanguinity or affinity.

(2) "Dating relationship" means an intimate or sexual relationship.

(3) "Physical address" means a residential street address, school address, or work address of a program participant.

(4) "Program participant" means a person currently certified as a program participant under R.S. 44:45.

(5) "Sexual assault" means any of the acts defined as crimes in R.S. 14:41, 42, 42.1, 43, 43.1, 43.2, 43.3, and 43.5.

(6) "Stalking" means the acts defined as crimes in R.S. 14:40.2.

(7) "Substitute address" means an address designated to a program participant by the secretary of state.

§45. Address confidentiality program; application; certification; substitute address; renewal; prohibited acts; penalties

A. (1) The Louisiana Department of State Address Confidentiality Program is hereby established to provide for the confidentiality of the physical addresses of program participants who are victims of abuse, sexual assault, or stalking.

(2) The secretary of state shall promulgate and adopt rules as necessary to effectuate the provisions and purposes of this Part. Any act or omission of the secretary of state in the implementation of the provisions of this Part shall be reviewable upon filing a petition for judicial review in the Nineteenth Judicial District Court.

(3) The following persons may make application to the secretary of state to participate in the address confidentiality program:

(a) Any person who is a victim of abuse, sexual assault, or stalking and fears for his or her safety.

(b) A parent on behalf of his minor child, which child is the victim of abuse, sexual assault, or stalking, and for whom the parent fears for the safety.

(c) A guardian on behalf of a minor or incapacitated person in his care, which minor or incapacitated person is a victim of abuse, sexual assault, or stalking, and for whom the guardian fears for the safety.

(4) An application to the secretary of state for certification to participate in the address confidentiality program shall include the following:

(a) A sworn statement by the applicant attesting that the applicant has good reason to believe:

- (i) That the applicant or the minor or incapacitated person

on whose behalf the application is made is a victim of abuse, sexual assault, or stalking; and

(ii) That the applicant fears for his or her safety, or the safety of the minor or incapacitated person on whose behalf the application is made.

(b) A designation of the secretary of state as agent for purposes of service of process and receipt of mail.

(c) The mailing address and the telephone number or numbers where the applicant can be contacted by the secretary of state.

(d) The physical address or addresses that the applicant requests not be disclosed for the reason that disclosure will increase the risk of abuse, sexual assault, or stalking.

(e) A statement attesting that the applicant understands that as program participant, if he is a registered voter, he voluntarily waives his right to vote in person during early voting or at the polls on election day, but is eligible to vote absentee by mail.

(f) The signature of the applicant and the signature of any person who assisted the applicant in completing the application, as authorized in R.S. 44:49.

B.(1) Applications shall be filed in the office of the secretary of state.

(2) Upon the filing of a properly completed application, the secretary of state shall certify the applicant as a program participant. Such certification shall be valid for four years following the date of filing unless the certification is cancelled. The secretary of state may establish a renewal procedure for program participants by administrative rule in accordance with the Administrative Procedure Act. The secretary of state shall designate a substitute address to each program participant. The secretary of state shall forward all first-class mail to each program participant's substitute address.

(3) A person who falsely attests in an application that the applicant or the minor or incapacitated person on whose behalf the application is made is a victim of abuse, sexual assault, or stalking, or falsely attests that the applicant fears for his or her safety, or the safety of the minor or incapacitated person on whose behalf the application is made, or who knowingly provides false or incorrect information upon making an application, is guilty of a misdemeanor and shall be fined not more than one thousand dollars or be imprisoned for not more than one year, or both. On a second offense, or any succeeding offense, the penalty shall be a fine of not more than two thousand five hundred dollars or imprisonment for not more than five years, or both.

§46. Cancellation of certification

A.(1) If a program participant or the minor or incapacitated person on whose behalf the application is made legally changes his name, he shall notify the secretary of state's office within seven days of the approval of the name change and provide documentation of the legal name change. If the applicant fails to timely notify the secretary of state's office or cannot provide documentation of the legal name change, the secretary of state may cancel his certification as a program participant.

(2) If a program participant or the minor or incapacitated person on whose behalf the application is made changes any of his physical addresses, he shall notify the secretary of state's office within seven days of the change. If the applicant fails to timely notify the secretary of state's office of the address change, the secretary of state may cancel his certification as a program participant.

(3) The secretary of state may cancel certification of a program participant if mail forwarded to the program participant's substitute address is returned as undeliverable.

(4) The secretary of state shall cancel the certification of a program participant who makes a false attestation or provides false information on his or her application.

(5) The secretary of state shall cancel the certification of a program participant if such participant qualifies as a candidate for an office pursuant to the provisions of R.S. 18:461.

B. Prior to cancelling the certification of a program participant, the secretary of state shall attempt to notify the program participant in writing of such action.

§47. Substitute address; use

A.(1) A program participant may inform any state or local

agency that he is a program participant and request that such agency use the substitute address designated by the secretary of state as the participant's address of record for such agency. If any agency refuses to accept the substitute address, such agency shall submit its refusal to the secretary of state's office.

(2) If the secretary of state's office determines that there is a bona fide statutory or administrative requirement which makes necessary the use of the program participant's physical address, and that such address will not become a public record in the custody of the agency, then the secretary of state may provide the physical address of the program participant to the agency, after notifying the program participant in writing that his or her physical address will be released to the agency.

(3) If the secretary of state's office determines that there is not a bona fide statutory or administrative requirement which makes necessary the use of the program participant's physical address, or that such address will become a public record in the custody of the agency, then the secretary of state shall not provide the physical address of the program participant to the agency.

B. The secretary of state's office shall notify the appropriate registrar of voters of the identity of any program participant within the parish and provide the program participant's substitute address. The Department of State and the registrars of voters shall use the substitute address for all purposes related to voter registration and voting. The program participant's name and physical address contained in the voter registration records are confidential and shall not be made available for public inspection or copying except under the following circumstances:

(1) If requested by a law enforcement agency, to the law enforcement agency.

(2) If directed by a court order, to a person identified in the order.

(3) If the program participant's certification is cancelled by the secretary of state. The secretary of state shall notify the appropriate registrar within thirty days of the cancellation of a program participant's certification.

§48. Secretary of state; use of substitute address; exceptions

The secretary of state shall not make any records in a program participant's file available for inspection or copying, other than the substitute address designated by the secretary of state, except under any of the following circumstances:

(1) If requested of the secretary of state by the chief commanding officer of a law enforcement agency or the officer's designee in the manner provided for by rules adopted and promulgated by the secretary of state in accordance with the Administrative Procedure Act.

(2) To a person identified in a court order upon the receipt by the secretary of state of that court order which specifically orders the disclosure of a particular program participant's address and the reasons stated therefor.

(3) To verify the participation of a specific program participant, in which case the secretary of state may only confirm or deny information supplied by the requestor.

§49. Program participants; application assistance

The secretary of state shall designate state and local agencies and nonprofit organizations which may assist victims of abuse, sexual assault, or stalking in making application to the secretary of state's office for certification as program participants.

Section 2. R.S. 18:154(F) and 1303(H) are hereby enacted to read as follows:

§154. Records open to inspection; copying; exception

* * *

F.(1) Notwithstanding any provision of this Section to the contrary, the registrar shall not disclose the name and physical address of a program participant in the Department of State Address Confidentiality Program, as provided in R.S. 44:44 et seq.

(2) Notwithstanding any provision of this Section to the contrary, the Department of State shall not disclose the name and physical address of a program participant in the Department of State Address Confidentiality Program, as provided in R.S. 44:44 et seq.

* * *

§1303. Persons entitled to vote in compliance with this Chapter

* * *

H. A person who is a program participant in the Department of State Address Confidentiality Program pursuant to R.S. 44:45 may vote absentee by mail upon meeting the requirements of this Chapter. The program participant's substitute address shall be used for all purposes relative to voter registration and voting. A program participant's name and physical address shall not be included on any list of registered voters available to the public. A program participant shall not vote during early voting or in person at the polls on election day."

Senator Dardenne moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	McPherson
Amedee	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Ellington	Marionneaux	
Total - 32		

NAYS

Bajoie	Fields
Total - 2	

ABSENT

Mr. President	Cravins	Schedler
Cain	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Dardenne moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 611—
BY SENATOR ADLEY

AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and zoning requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 611 by Senator Adley

AMENDMENT NO. 1

On page 3, after line 6, insert the following:

"Section 2. The provisions of this Act shall not be construed to apply to any person who has applied to a local governing authority for authorization to construct a truck stop facility, including but not limited to an application for a certificate of compliance with applicable zoning ordinances, building codes or occupational licenses prior to June 1, 2006."

June 16, 2006

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Bajoie	Ellington	Murray
Barham	Gautreaux B	Quinn
Boasso	Heitmeier	Romero
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Total - 24		

NAYS

Amedee	Fontenot	Lentini
Fields	Gautreaux N	
Total - 5		

ABSENT

Broome	McPherson	Schedler
Cain	Michot	Shepherd
Cravins	Mount	
Kostelka	Nevers	
Total - 10		

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 679—
BY SENATORS MCPHERSON AND NEVERS
AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 679 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 15, change "or a practitioner with prescriptive" to "~~or a practitioner with prescriptive~~"

AMENDMENT NO. 2
On page 1, at the beginning of line 16 change "authority" to "~~authority~~"

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn

Boasso	Heitmeier	Romero
Broome	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Hollis	Schedler
Cravins	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 691—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 24:513(F), (G),(H), (I), (J), (K), (L), and (M) and to enact R.S. 24:513(N), relative to audit of certain entities; to provide for an audit of private water supply systems receiving public funds; to provide for the authority of the legislative auditor; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 691 by Senator Adley

AMENDMENT NO. 1
On page 2, line 9, change "~~and/or~~" to "~~or~~"

AMENDMENT NO. 2
On page 2, line 10, after "~~year~~" delete the period "." and insert "~~and does not have audited financial statements prepared by licensed certified public accountants.~~"

AMENDMENT NO. 3
On page 2, line 11, change "~~and/or~~" to "~~or~~"

AMENDMENT NO. 4
On page 3, line 14, after "law" and before "and" insert "~~or the Rules of Practice and Procedure of the Louisiana Public Service Commission~~"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 691 by Senator Adley

AMENDMENT NO. 1
On page 2, line 19, following "~~to~~" and before "~~shall~~" change "~~R. S. 37:77~~" to "~~R. S. 37:88~~"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 691 by Senator Adley

AMENDMENT NO. 1
Delete House Committee Amendment No. 4 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2006.

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	
Ellington	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Bajoie	Cravins	Schedler
Cain	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 695—

BY SENATORS CRAVINS AND N. GAUTREUX
AN ACT

To amend and reenact R.S. 27:392(C)(2) and to enact R.S. 27:361(B)(4)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to further the purposes of the Act by requiring payment of a fixed amount to establish a health and welfare plan for Louisiana jockeys; to provide for the distribution for the Greater New Orleans Sports Foundation Fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 753— (Substitute of Senate Bill No. 650 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992 and to enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 754— (Substitute of Senate Bill No. 100 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised

Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 5—

BY SENATOR CAIN

AN ACT

To enact R.S. 51:1425, relative to unfair or deceptive acts or practices; to prohibit certain disclosures by an Internet service provider; to provide for notices; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 5 by Senator Cain

AMENDMENT NO. 1

On page 1, delete lines 9 through 17 and insert the following in lieu thereof:

"A. A violation of the Stored Communications Act, Section 2701 et seq., of Title 18 of the United States Code, by a provider of Internet service involving information relating to a resident of Louisiana shall constitute a deceptive and unfair trade practice."

AMENDMENT NO. 2

On page 2, delete lines 1 through 14

AMENDMENT NO. 3

On page 2, line 15 change "C." to "B."

AMENDMENT NO. 4

On page 2, line 18, change "D." to "C."

AMENDMENT NO. 5

On page 2, delete lines 21 through 23

AMENDMENT NO. 6

On page 2, line 24 change "F." to "D."

Senator Cain moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Total - 33		

NAYS

Total - 0

June 16, 2006

ABSENT

Cain	McPherson	Quinn
Cravins	Michot	Schedler
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Cain moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 335 by Representative Bowler, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Bowler, Lancaster and Marchand.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 13 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 439 by Representative Townsend, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Townsend, Lancaster and Jack Smith.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 515 by Representative Jefferson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Gray, Baylor and Tucker.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 658 by Representative Salter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Salter, Pierre and Alario.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1094 by Representative M. Powell, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives M. Powell, Quezairé and Lambert.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1307 by Representative Hutter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Hutter, Lancaster and Montgomery.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 479 by Representative Farrar, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Farrar, K. Carter and Townsend.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 675 by Representative McVea, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives McVea, Lancaster and Crane.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 624 by Representative Winston, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Strain, Baylor and Ritchie.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 55 by Representative McDonald, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives McDonald, Damico and Hammett.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 475 by Representative Quezairé, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Quezairé, Damico and Honey.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1017 by Representative Montgomery, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Montgomery, Schneider and Robideaux.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1064 by Representative Winston, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives White, Hammett and Hebert.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Appointment of Conference Committee
on Senate Bill No. 58**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 58: Senators Fontenot, Amedee and Malone.

**Appointment of Conference Committee
on Senate Bill No. 214**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 214: Senators Murray, Bajoie and Mount.

**Appointment of Conference Committee
on Senate Bill No. 49**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 49: Senators Marionneaux, Lentini and Chaisson.

**Appointment of Conference Committee
on Senate Bill No. 81**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 81: Senators Jones, Fields and Murray.

**Appointment of Conference Committee
on Senate Bill No. 226**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 226: Senators N. Gautreaux, Chaisson and Hines.

**Appointment of Conference Committee
on Senate Bill No. 269**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 269: Senators Dupre, B. Gautreaux and Ullo.

**Appointment of Conference Committee
on Senate Bill No. 338**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 338: Senators Amedee, Chaisson and Shepherd.

**Appointment of Conference Committee
on Senate Bill No. 454**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 454: Senators Ellington, Smith and Nevers.

**Appointment of Conference Committee
on Senate Bill No. 513**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 513: Senators Barham, Cain and B. Gautreaux.

**Appointment of Conference Committee
on Senate Bill No. 522**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 522: Senators Cheek, Marionneaux and Boasso.

**Appointment of Conference Committee
on Senate Bill No. 605**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 605: Senators Cheek, Fields and McPherson.

**Appointment of Conference Committee
on Senate Bill No. 612**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 612: Senators Mount, Marionneaux and Kostelka.

**Appointment of Conference Committee
on Senate Bill No. 749**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 749: Senators Nevers, Ullo and Mount.

**Appointment of Conference Committee
on House Bill No. 128**

The President of the Senate appointed on the Conference Committee on House Bill No. 128 the following members of the Senate: Senators Dardenne, Lentini and Romero.

**Appointment of Conference Committee
on House Bill No. 970**

The President of the Senate appointed on the Conference Committee on House Bill No. 970 the following members of the Senate: Senators Fontenot, Duplessis and Marionneaux.

**Appointment of Conference Committee
on House Bill No. 1281**

The President of the Senate appointed on the Conference Committee on House Bill No. 1281 the following members of the Senate: Senators Fields, Broome and Fontenot.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**RELATIVE TO CONSIDERATION
AFTER 82ND CALENDAR DAY**

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 624 on Third Reading and Final Passage after 6:00 p. m. on the 82nd calendar day and asks the Senate to concur in the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**RELATIVE TO CONSIDERATION
AFTER 82ND CALENDAR DAY**

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to allow the Senate to consider House Bill No. 1404 on Third Reading and Final Passage after 6:00 p. m. on the 82nd calendar day.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**RELATIVE TO CONSIDERATION
AFTER 82ND CALENDAR DAY**

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to allow the Senate to consider House Bill No. 1235 on Third Reading and Final Passage after 6:00 p. m. on the 82nd calendar day.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments,
Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator N. Gautreaux asked that Senate Bill No. 754 be called from the Calendar at this time.

**SENATE BILL NO. 754— (Substitute of Senate Bill No. 100 by
Senator Cravins)**

BY SENATOR CRAVINS

AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 754 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 18, change "**agencies**" to "**providers**"

AMENDMENT NO. 2

On page 2, line 23, change "**agency**" to "**provider**"

AMENDMENT NO. 3

On page 3, line 6, change "**agency**" to "**provider**"

AMENDMENT NO. 4

On page 3, line 9, delete "**licensing agency of the**"

AMENDMENT NO. 5

On page 3, line 13, change "**agencies**" to "**providers**"

AMENDMENT NO. 6

On page 3, line 14, change "**agencies**" to "**providers**"

AMENDMENT NO. 7

On page 3, line 19, delete "**licensing agency of the**"

AMENDMENT NO. 8

On page 3, line 29, change "**license**" to "**licenses**"

AMENDMENT NO. 9

On page 4, line 1, change "**license**" to "**licenses**"

AMENDMENT NO. 10

On page 4, line 17, change "**licensing**" to "**department**"

June 16, 2006

AMENDMENT NO. 11

On page 4, at the beginning of line 18 delete "agency" and change "that agency" to "the department"

AMENDMENT NO. 12

On page 4, line 19, change "licensing agency" to "department"

AMENDMENT NO. 13

On page 4, line 21, change "licensing agency" to "department"

AMENDMENT NO. 14

On page 4, line 23, change "licensing agency" to "department"

AMENDMENT NO. 15

On page 4, line 26, change "must" to "shall"

AMENDMENT NO. 16

On page 4, line 27, change "licensing agency" to "department"

AMENDMENT NO. 17

On page 4, line 28, change "licensing agency" to "department"

AMENDMENT NO. 18

On page 4, line 29, change "agency" to "department"

AMENDMENT NO. 19

On page 5, line 1, change "licensing agency" to "department"

AMENDMENT NO. 20

On page 5, line 3, change "licensing agency" to "department"

AMENDMENT NO. 21

On page 5, line 7, change "licensing agency" to "department"

AMENDMENT NO. 22

On page 5, line 11, change "licensing agency" to "department"

AMENDMENT NO. 23

On page 5, line 17, change "licensing agency" to "department"

AMENDMENT NO. 24

On page 5, line 21, change "applicable licensing agency" to "department"

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Shepherd
Dardenne	Jones	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Uilo
Ellington	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Bajoie	Cravins	Schedler
Broome	Kostelka	
Cain	Michot	
Total - 7		

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator N. Gautreaux asked that Senate Bill No. 753 be called from the Calendar at this time.

SENATE BILL NO. 753— (Substitute of Senate Bill No. 650 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992 and to enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 753 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 16, change "their" to "his"

AMENDMENT NO. 2

On page 1, line 17, change "boards" to "board" and change "commissions" to "commission"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cravins to Engrossed Senate Bill No. 753 by Senator Cravins

AMENDMENT NO. 1

Delete Amendments No. 1 and 2 proposed by the House Committee on Labor and Industrial Relations and adopted by the House on June 13, 2006.

AMENDMENT NO. 2

On page 1, line 2, delete "amend and reenact R.S. 23:922 and to"

AMENDMENT NO. 3

On page 1, line 12, delete "R.S. 23:992 is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, delete lines 14 through 17 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 4 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFonta to Engrossed Senate Bill No. 753 by Senator Cravins

AMENDMENT NO. 1

On page 3, in between lines 13 and 14, insert the following:

"F. The provisions of this Section shall not apply to employers with ten or fewer employees."

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo

NAYS

Lentini
Total - 1

ABSENT

Cain	Michot	Schedler
Cravins	Mount	

Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Motion to Consider

Senator N. Gautreaux moved the adoption of a motion to allow the House to consider Senate Bill No. 545 on Third Reading and Final Passage after 6:00 p.m. on the 82nd calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Lentini	Ullo

NAYS

Kostelka
Total - 2

ABSENT

Cain	Michot
Cravins	Schedler

Total - 4

The Chair declared the motion to allow the House to consider Senate Bill No. 545 after the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator McPherson moved the adoption of a motion to allow the House to consider Senate Bill No. 624 on Third Reading and Final Passage after 6:00 p.m. the 82nd calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Cain	Michot
Cravins	Schedler

Total - 4

The Chair declared the motion to allow the House to consider Senate Bill No. 624 after the 82nd calendar day was adopted and the bill may be considered.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 16, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 9—
 BY SENATORS KOSTELKA AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, JOHNS, KATZ, KENNEY, MCDONALD, MCVEA, MONTGOMERY, ODINET, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE AND WOOTON

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to devise and implement a program to grant high school diplomas to qualifying Korean and Vietnam veterans

June 16, 2006

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATORS B. GAUTREAU, BOASSO, DARDENNE AND SHEPHERD AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLAUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAU, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To authorize the board of trustees of the Louisiana State Employees' Retirement System to grant a cost-of-living increase to eligible benefit recipients; to provide for the maximum amount of such increase; and to provide for an effective date.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR BAJOEI AND REPRESENTATIVES CURTIS, GLOVER, GRAY, E. GUILLORY, MCDONALD, STRAIN AND WINSTON

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs and the Louisiana State University Health Care Services Division to execute to the fullest the terms established in the February 23, 2006, Memorandum of Understanding.

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATORS HINES AND JONES AND REPRESENTATIVES SALTER AND BRUNEAU

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives relative to the limitations on the filing and consideration of matters intended to have the effect of law and certain amendments thereto during regular sessions held in odd-numbered years.

SENATE CONCURRENT RESOLUTION NO. 135—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lamar Eugene Little, D.D.S., World War II Marine veteran, a practicing dentist in Winnsboro for more than sixty years, devoted husband, father, grandfather, and devout Christian.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Environmental Quality and the House Committee on the Environment to meet and function as a joint committee to study and make recommendations regarding recycling and disposal options relative to computers and other electronic equipment.

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATORS CAIN, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CHAISSON, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, LENTINI, MALONE, MARIONNEAU, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To direct the governor to have lowered the United States and Louisiana flags flying over the State Capitol Building to half-staff in observance of the death of each state resident in the armed forces of the United States who is killed in war.

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development and the House Committee

on Agriculture, Forestry, Aquaculture and Rural Development to meet and function as a joint committee to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the secretary of state to determine the practical and legal needs that must be taken to enable eligible voters displaced by a declared disaster to have the opportunity to vote on election day at locations in the state other than in the parish in which they are registered for all elections to be conducted in the parish in which the voter is registered, whether state, local, or federal elections.

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct the Department of Public Safety and Corrections to notify inmates under its supervision of the revisions to the laws and regulations relating to the Louisiana Risk Review Panel, good time and diminution of sentence.

SENATE CONCURRENT RESOLUTION NO. 130—

BY SENATORS N. GAUTREAU, BARHAM, BOASSO, CAIN, CRAVINS, DARDENNE, HOLLIS, LENTINI, MALONE, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, SCHEDLER, THEUNISSEN, AMEDEE, BROOME, CHEEK, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, MARIONNEAU, ROMERO, SHEPHERD AND ULLO

A CONCURRENT RESOLUTION

To urge and request the governor and the Louisiana Recovery Authority to add a link to its Internet website which will list all state spending of federal hurricane-related aid in detail, and to keep the information updated on a monthly basis.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 16, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 62—

BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:233(B) and 1903(A)(introductory paragraph), relative to the Parochial Employees' Retirement System; to provide with respect to benefit computation; to clarify definition of earnable compensation; to clarify provisions authorizing system membership; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 427—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 18:461(B), relative to qualifying for election; to provide relative to qualifying for multiple office in the same qualifying period; to provide that the last qualifying papers filed by a candidate is determinative of the office for which he is a candidate; and to provide for related matters.

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 40:971(D) and (E), relative to controlled dangerous substances; to require production of photographic identification under certain circumstances; and to provide for related matters.

SENATE BILL NO. 340—BY SENATOR CAIN AND REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 14:91.11(A)(1) and (2), (B), and (D) and to enact R.S. 14:91.11(A)(4), and (5), and (E), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; to provide that the provisions apply to persons under the age of eighteen years; to require identification prior to selling materials harmful to minors; and to provide for related matters.

SENATE BILL NO. 417—
BY SENATOR BAJOIE

AN ACT

To enact Part VI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1181, relative to kidney disease; to require that clinical laboratories determine the estimated glomerular filtration rate of certain patients; and to provide for related matters.

SENATE BILL NO. 471—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 20:1(A)(2) and (D) and to enact R.S. 13:3881(A)(7), relative to property exempt from seizure; to provide for insurance proceeds; to require that insurance proceeds issued to replace property exempt from seizure also be exempt from seizure; to provide for the homestead exemption from seizure and sale; to provide for an extension of such exemption to proceeds from any property insurance policy under certain natural disasters; to provide relative to the accounting for such proceeds; to provide relative to the value of such exemption; and to provide for related matters.

SENATE BILL NO. 503—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (E)(1)(a) and (b), relative to performance-based energy efficiency contracts; to provide for the adoption of rules and regulations relative to such contracts; to provide for the review process for such contracts; and to provide for related matters.

SENATE BILL NO. 554—BY SENATOR ULLO AND REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 8:1(8), (9), (20), and (35), and 76(A), and 659(A)(1), relative to cemeteries; to provide for the sale and transfer of cemetery authority; to provide for cemetery activities by a limited liability company; and to provide for related matters.

SENATE BILL NO. 575—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 49:257(B), (C), (D), (E) and (F) and to enact R.S. 49:257(G), relative to legal representation of certain state agencies; to provide for requiring reporting of state entities contracts with private legal counsel to the Louisiana attorney

general; and to provide for related matters.

SENATE BILL NO. 596—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185, relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license; and to provide for related matters.

SENATE BILL NO. 662—BY SENATOR MICHOT AND REPRESENTATIVE DURAND
AN ACT

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; and to provide for related matters.

SENATE BILL NO. 747— (Substitute of Senate Bill No. 602 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

SENATE BILL NO. 645— (Duplicate of House Bill No. 514)

BY SENATOR MOUNT AND REPRESENTATIVE BRUNEAU AND COAUTHORED BY SENATORS SCHEDLER, DARDENNE, MICHOT AND THEUNISSEN AND REPRESENTATIVES SALTER, SCHNEIDER, BURNS, TOOMY, ALEXANDER, BEARD, BOWLER, CRANE, CROWE, DANIEL, DOVE, DOWNS, GEYMAN, GREENE, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SMILEY, JANE SMITH, STRAIN, TRAHAN, TUCKER, WADDELL, WALSWORTH AND WINSTON

AN ACT

To amend and reenact R.S. 13:1, 471, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 621.44 through 621.46, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 751.5, 841.3, 983, 996.62 through 996.64, R.S. 33:1500, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:1031 through 1147, 1211 through 1212.1, 1271 through 1312, 1335 through 1347, 1371 through 1372, 1377, 1381, and 1381.1 through 1400, R.S. 18:514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans; to provide relative to the register of conveyances and recordation for the parish of Orleans; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the civil and criminal sheriffs, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for the parish of Orleans; to create the Forty-First Judicial District, its subsequent divisions, sections, magistrate, and commissioners; to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile

June 16, 2006

section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single sheriff and clerk of court for the parish of Orleans commencing with the next election for parochial and municipal officers in Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

June 16, 2006

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 95—
BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(x) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.27 and 600.28, relative to the Louisiana Housing Finance Agency; to create the Louisiana Habitat for Humanity Loan Purchase Program; to provide for the purposes, funding, and procedures of the loan purchase program; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 122—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:2588, relative to municipal employees laid off due to the hurricanes of 2005; to provide a preference for displaced municipal employees; to provide for a termination date after which the preference shall no longer apply; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 137—
BY SENATORS DUPRE AND MURRAY AND REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 49:220.6, relative to the Louisiana Recovery Authority; to provide for the expenditure or disbursement of hazard mitigation grant funds; to provide for the expenditure or disbursement of such fund to certain parishes; and to provide for related matters.

SENATE BILL NO. 151—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures and

to provide for related matters.

SENATE BILL NO. 159—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact Section 7(B)(1) of Act No. 1225 of the 2003 Regular Session of the Legislature, relative to juvenile justice; to add Franklin Parish to the list of parishes that are to be provided with increased availability of alternative programs for adjudicated juveniles and with a community-based system of care for such juveniles residing in those listed parishes; and to provide for related matters.

SENATE BILL NO. 193—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 46:236.1.8(D) and (E), relative to child support programs; to authorize certain support enforcement service support personnel to administer oaths; and to provide for related matters.

SENATE BILL NO. 210—
BY SENATOR JONES AND REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 42:1111(A)(4), relative to the Code of Governmental Ethics; to provide relative to the prohibition on the payment from nonpublic sources; to permit certain government employees to participate in a program established to reduce the burden of student loan debt; to provide relative to such program and such participation; and to provide for related matters.

SENATE BILL NO. 215—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(1), relative to unclaimed property; to reduce the time period under which travelers checks are presumed abandoned; and to provide for related matters.

SENATE BILL NO. 249—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:1193(D) and (E)(2) and to enact R.S. 22:1193(M), relative to continuing education requirements for insurance brokers, solicitors or agents; to require certain insurance persons to receive training in flood insurance; to provide for the sunset of the requirement for flood insurance training; and to provide for related matters.

SENATE BILL NO. 263—
BY SENATOR HINES AND REPRESENTATIVE SALTER

AN ACT

To amend and reenact the introductory paragraph of R.S. 42:1102(22)(a), relative to the Code of Governmental Ethics; to provide for definitions; to exclude pharmaceutical samples in the definition of a thing of economic value; and to provide for related matters.

SENATE BILL NO. 645— (Duplicate of House Bill No. 514)

BY SENATOR MOUNT AND REPRESENTATIVE BRUNEAU AND COAUTHORED BY SENATORS SCHEDLER, DARDENNE, MICHOT AND THEUNISSEN AND REPRESENTATIVES SALTER, SCHNEIDER, BURNS, TOOMY, ALEXANDER, BEARD, BOWLER, CRANE, CROWE, DANIEL, DOVE, DOWNS, GEYMAN, GREENE, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SMILEY, JANE SMITH, STRAIN, TRAHAN, TUCKER, WADDELL, WALSWORTH AND WINSTON

AN ACT

To amend and reenact R.S. 13:1, 471, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 621.44 through 621.46, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 751.5, 841.3, 983, 996.62 through 996.64, R.S. 33:1500, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:1031 through 1147, 1211 through 1212.1, 1271 through 1312, 1335 through 1347, 1371 through 1372, 1377,

1381, and 1381.1 through 1400, R.S. 18:514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans; to provide relative to the register of conveyances and recordation for the parish of Orleans; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the civil and criminal sheriffs, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for the parish of Orleans; to create the Forty-First Judicial District, its subsequent divisions, sections, magistrate, and commissioners; to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single sheriff and clerk of court for the parish of Orleans commencing with the next election for parochial and municipal officers in Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide for related matters.

SENATE BILL NO. 62—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:233(B) and 1903(A)(introductory paragraph), relative to the Parochial Employees' Retirement System; to provide with respect to benefit computation; to clarify definition of earnable compensation; to clarify provisions authorizing system membership; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 427—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 18:461(B), relative to qualifying for election; to provide relative to qualifying for multiple office in the same qualifying period; to provide that the last qualifying papers filed by a candidate is determinative of the office for which he is a candidate; and to provide for related matters.

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 40:971(D) and (E), relative to controlled dangerous substances; to require production of photographic identification under certain circumstances; and to provide for related matters.

SENATE BILL NO. 307—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to prohibit a former employee from rendering certain services to or for his former employer during

a specified period regardless of the parties to the contract; and to provide for related matters.

SENATE BILL NO. 317—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustment based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 320—

BY SENATOR HINES AND REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 49:72(2), relative to executive branch lobbying; to revise the definition of executive branch action; and to provide for related matters.

SENATE BILL NO. 329—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:699.8, relative to wildlife and fisheries; to provide for hunting licenses; to provide certain exemptions to firearm and hunter education; to authorize issuance of a temporary firearm and hunter education deferral license; and to provide for related matters.

SENATE BILL NO. 358—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1482(A)(1)(b), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain general requirements for consulting contract procurements; and to provide for related matters.

SENATE BILL NO. 369—

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.28, relative to special districts; to authorize the governing authority of the town of Washington to create a special district; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

SENATE BILL NO. 376—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:105(D), relative to provisions affecting more than one system; to provide for employer contributions; to provide for maintaining rates; to allow the Clerks' of Court Retirement and Relief Fund to reamortize certain unfunded accrued liabilities; to provide for approval of such reamortization; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 383—

BY SENATOR DARDENNE

AN ACT

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S. 10:4-101, 4A-101, 4A-105(a)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for

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when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; and to provide for related matters.

SENATE BILL NO. 404—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 43:31(B)(1), relative to uniform standards for printed matter; to authorize the legislative budgetary control council to make certain determinations regarding required statements on printed matter; and to provide for related matters.

SENATE BILL NO. 412—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 51:2133(A)(1) and (3) and (C), relative to the Child Performance Trust Act; to provide for the placing of a portion of gross earnings of a minor under contract for artistic or creative services in a trust account; to provide for financial institutions in which such a trust fund may be created; to provide for the charging of reasonable fees by a financial institution providing services as a fiduciary or trustee; to provide for which institutions operating in Louisiana may serve as a trustee of such a trust fund; and to provide for related matters.

SENATE BILL NO. 535—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 22:1137(A)(13), relative to life insurance, including funeral benefits; to authorize certain insurance producers to sell life insurance policies; and to provide for related matters.

SENATE BILL NO. 340—
BY SENATOR CAIN AND REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 14:91.11(A)(1) and (2), (B), and (D) and to enact R.S. 14:91.11(A)(4), and (5), and (E), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; to provide that the provisions apply to persons under the age of eighteen years; to require identification prior to selling materials harmful to minors; and to provide for related matters.

SENATE BILL NO. 417—
BY SENATOR BAJOEI

AN ACT

To enact Part VI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1181, relative to kidney disease; to require that clinical laboratories determine the estimated glomerular filtration rate of certain patients; and to provide for related matters.

SENATE BILL NO. 471—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 20:1(A)(2) and (D) and to enact R.S. 13:3881(A)(7), relative to property exempt from seizure; to provide for insurance proceeds; to require that insurance proceeds issued to replace property exempt from seizure also be exempt from seizure; to provide for the homestead exemption from seizure and sale; to provide for an extension of such exemption to proceeds from any property insurance policy under certain natural disasters; to provide relative to the accounting for such proceeds; to provide relative to the value of such exemption; and to provide for related matters.

SENATE BILL NO. 503—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (E)(1)(a) and (b), relative to performance-based energy efficiency contracts; to provide for the adoption of rules and regulations relative to such contracts; to provide for the review process for such contracts; and to provide for related matters.

SENATE BILL NO. 554—
BY SENATOR ULLO AND REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 8:1(8), (9), (20), and (35), and 76(A), and 659(A)(1), relative to cemeteries; to provide for the sale and transfer of cemetery authority; to provide for cemetery activities by a limited liability company; and to provide for related matters.

SENATE BILL NO. 575—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 49:257(B), (C), (D), (E) and (F) and to enact R.S. 49:257(G), relative to legal representation of certain state agencies; to provide for requiring reporting of state entities contracts with private legal counsel to the Louisiana attorney general; and to provide for related matters.

SENATE BILL NO. 596—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185, relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license; and to provide for related matters.

SENATE BILL NO. 662—
BY SENATOR MICHOT AND REPRESENTATIVE DURAND

AN ACT

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; and to provide for related matters.

SENATE BILL NO. 747— (Substitute of Senate Bill No. 602 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

SENATE BILL NO. 418—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(B), (C)(4)(b), and (5), the introductory paragraph of 1048, 1048(4), and (5)(a), 1057, 1061, 1063, 1065, and the introductory paragraph of 1068 and to enact R.S. 37:1048(7) through (14), and 1063.1, relative to the professional licensing and regulation of the conduct of optometrists; to provide relative to the purpose of such law; to provide relative to the powers of the Louisiana State Board of Optometry Examiners; to provide relative to license renewals; to provide relative to violations and causes for refusal, suspension, or revocation of certificates; to provide relative to the obtaining of a criminal history record; to authorize a compulsory evaluation; to provide relative to exemptions; to provide relative to criminal penalties; and to provide for related matters.

SENATE BILL NO. 647— (Duplicate of House Bill No. 656)
 BY SENATOR DUPLESSIS AND REPRESENTATIVE BADON AND
 COAUTHORED BY SENATORS BOASSO, QUINN, SHEPHERD,
 DARDENNE AND HOLLIS AND REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i), (c), and (d)(i), R.S. 13:4405, R.S. 18:602(C), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 and to repeal R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 744— (Substitute of Senate Bill No. 24 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1552 (B)(6) and (7), relative to unemployment compensation; to provide with respect to contributions; to provide for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency; to provide for deferment of payments; to provide for the waiver of penalty and interest; to provide for extended payment terms; and to provide for related matters.

SENATE BILL NO. 539—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:84.2, relative to school board business managers or chief financial officers; to require local public school boards to employ business managers or chief financial officers who have certain qualifications; to require the State Board of Elementary and Secondary Education to promulgate rules establishing qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; to authorize school systems to share certain officers and employees; and to provide for related matters.

SENATE BILL NO. 541—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to provide an exception from the prohibition on contracting with a former agency for persons who contract to provide sign language or interpretive services; and to provide for related matters.

SENATE BILL NO. 570—

BY SENATOR HINES

AN ACT

To enact Part I-B of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1306 through 1310, relative to rural hospitals and physician referral practices; to provide for the encouragement of collaboration between rural hospitals and physicians; to provide definitions; to provide standards for ethical referral by physicians; to provide prohibitions and exceptions; and to provide for related matters.

SENATE BILL NO. 620—

BY SENATOR MURRAY AND REPRESENTATIVES FARRAR AND RICHMOND

AN ACT

To amend and reenact R.S. 22:658(B)(1), relative to insurance claims; to increase the penalties for failure to timely pay a claim; to authorize the assessment of attorney fees and cost against an insurer who fails to timely pay a claim; and to provide for related matters.

SENATE BILL NO. 622—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 33:1448(S), relative to group insurance; to provide for the payment of group insurance for certain retired sheriffs or deputy sheriffs who retired from the Franklin Parish Sheriff's Office; and to provide for related matters.

SENATE BILL NO. 640—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:4711.1, relative to the sale of surplus movable property; to authorize Internet sales by political subdivisions; and to provide for related matters.

SENATE BILL NO. 643—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 13:996.52(A), relative to courts; to provide for the judicial expense fund for the Thirty-Eighth Judicial District Court; to increase court costs collected from a defendant who is convicted after trial, after plea of guilty, or who forfeits bond; and to provide for related matters.

SENATE BILL NO. 658—

BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.1, relative to civil service; to provide relative to municipal fire and police civil service systems; to provide for continuance of certain municipal fire and police civil service systems under certain circumstances; to provide certain requirements, terms, and conditions; and to provide for related matters.

SENATE BILL NO. 685—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 22:672 (A) and (C)(2) and to repeal R.S. 22:672(E), relative to insurance coverage for vehicle towing and storage; to prohibit an insurer from assuming legal title of a motor vehicle unless the insurer assumes any covered towing and storage charges which are owed pursuant to the insurance policy; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
 GLENN A. KOEPP
 Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 72—

BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Public Safety and Corrections to jointly study the feasibility of permitting eligible prisoners currently in the custody of the Department of Public Safety and Corrections to seek the status of medically paroled in order to be transferred to the Villa Feliciana Medical Complex and report its findings to the legislature prior to February 1, 2007.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the current laws and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To continue and provide with respect to the Louisiana Public Mental Health Review Commission.

HOUSE CONCURRENT RESOLUTION NO. 180—
BY REPRESENTATIVES HUTTER AND TUCKER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to develop and prepare an Action Plan to use Community Development Block Grant funds to redeem, purchase, defease, or otherwise retire not less than fifty percent of the bonds of the Louisiana Citizens Property Insurance Corporation.

HOUSE CONCURRENT RESOLUTION NO. 194—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To encourage the growth, technology, and workforce base of the Louisiana entertainment industries which have experienced a resurgence in the areas of film, digital media, and sound recording due to extremely competitive incentive programs offered to entertainment companies worldwide.

HOUSE CONCURRENT RESOLUTION NO. 259—
BY REPRESENTATIVE DURAND AND SENATORS JACKSON AND MCPHERSON
A CONCURRENT RESOLUTION

To reestablish the framework for regional health care consortiums created pursuant to Senate Concurrent Resolution No. 95 of the 2004 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 296—
BY REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION

To urge and request the Louisiana Manufactured Housing Commission to encourage and facilitate the procurement and administrative function inherent in supplying Louisiana citizens with factory built residential dwellings, built to federal or state construction standards, for the purpose of increasing competition and availability statewide.

HOUSE CONCURRENT RESOLUTION NO. 298—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency and the Substance Abuse and Mental Health Services Administration to support program flexibility within the federal Crisis Counseling Assistance and Training Program.

HOUSE CONCURRENT RESOLUTION NO. 299—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the Louisiana congressional delegation to urge the Substance Abuse and Mental Health Services Administration to support programmatic flexibility within the federal Crisis Counseling Assistance and Training Program.

HOUSE CONCURRENT RESOLUTION NO. 304—
BY REPRESENTATIVE MARCHAND
A CONCURRENT RESOLUTION

To authorize and request the secretary of state to add to the information required to be provided to the public by R.S. 18:18(A)(8) during the annual official state voter registration week information regarding the procedures for a registered voter to change his address, the differences between mailing address and residential address for purposes of voter registration and voting absentee by mail, eligibility to vote absentee by mail, and procedures for voting absentee by mail.

HOUSE CONCURRENT RESOLUTION NO. 305—
BY REPRESENTATIVES QUEZAIRE, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, HUTTER, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, AND TUCKER
A CONCURRENT RESOLUTION

To urge and request the governor to include funding in the state budget for construction and maintenance of state highways that are not eligible for federal highway funds.

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVES DANIEL, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATOR HINES
A CONCURRENT RESOLUTION

To commend Mr. Paul Gravel for his many years of public service, for his contributions to the state of Louisiana, and for his current service as executive director of the LSU System, Division of Federal Affairs.

To express sincere and heartfelt condolences upon the death of Anthony G. "Tony" Sardisco of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 307—
BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Anthony G. "Tony" Sardisco of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 308—
BY REPRESENTATIVE HARRIS AND SENATOR ULLO
A CONCURRENT RESOLUTION

To urge and request the Jefferson Parish Council to establish the Manhattan Development District for the primary object and purpose of improving traffic flow on Manhattan Boulevard.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House
SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 24—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 26:81(C)(1) and (D) and 281(C)(1)(a) and (2), (D), and (F), relative to the limitations on the location of a business with an alcoholic beverage permit; to require the restrictions prohibiting an establishment within a specified distance of any correctional facility housing inmates, including a halfway house; and to provide for related matters.

HOUSE BILL NO. 54—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

HOUSE BILL NO. 153—

BY REPRESENTATIVE JOHNS AND SENATORS CHEEK, N. GAUTREAUX, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:975(G)(1) and R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for the denial, revocation, suspension, or termination of a license; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 157—

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 217—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 27:306(A)(4)(d), relative to the Video Draw Poker Devices Control Law; to provide that the requirements for qualified truck stop facilities are suspended if the property upon which the qualified truck stop facility is located is expropriated by the state or its political subdivisions; and to provide for related matters.

HOUSE BILL NO. 278—

BY REPRESENTATIVES MARTINY, BRUCE, CAZAYOUX, CRAVINS, LAFLEUR, JANE SMITH, AND WHITE

AN ACT

To amend and reenact R.S. 15:542(A)(2)(a), relative to registration requirements of sex offenders; to require sex offenders who enter an emergency shelter to notify the local sheriff; to provide notice to the chief of police in municipalities where a shelter is located; to provide for notice to the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

HOUSE BILL NO. 308—

BY REPRESENTATIVES KLECKLEY, ALEXANDER, BADON, BALDONE, BARROW, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRAVINS, CROWE, CURTIS, DARTEZ, DORSEY, DURAND, FANNIN, FAUCHEUX, FRITH, GEYMAN, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, JACKSON, JOHNS, KATZ, KENNEY, LAFONTA, LAMBERT, MCDONALD, MORRELL, MORRISH, PIERRE, PINAC, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALKER, WHITE, AND WINSTON AND SENATORS MOUNT, ROMERO, AND THEUNISSEN

AN ACT

To enact R.S. 49:220.5(F) and (G), relative to the Louisiana Recovery Authority; to provide for certain duties of the Louisiana Recovery Authority; to require certain plans, assessments, and reports; to provide for the content of such plans, assessments, and reports; and to provide for related matters.

HOUSE BILL NO. 318—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 22:1484(10), relative to insurance; to provide for prohibiting the use of credit information that would increase expiring premiums for policies that renew during a certain period; and to provide for related matters.

HOUSE BILL NO. 329—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 15:571.11(L)(1)(a)(introductory paragraph) and (b) and to enact R.S. 15:571.11(L)(1)(c) and (d), relative to distribution of bond forfeitures; to provide for distribution of monies collected from bond forfeitures in the parishes of Iberia and St. Martin; to provide for the percentage of distribution of monies collected to specific entities; and to provide for related matters.

HOUSE BILL NO. 408—

BY REPRESENTATIVE HUNTER AND SENATOR ULLO

AN ACT

To amend and reenact R.S. 46:1606(B) and (D) and to enact R.S. 46:1606(F) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging in the event of a disaster; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 436—

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 49:331, relative to public funds; to require commercial couriers who transport public funds to furnish a fidelity bond; and to provide for related matters.

HOUSE BILL NO. 529—

BY REPRESENTATIVE WALKER

AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to Avoyelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

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HOUSE BILL NO. 657—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact Section 1 and to repeal Section 2 of Act No. 453 of the 2005 Regular Session of the Legislature, which authorizes the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 693—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

HOUSE BILL NO. 708—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 728—

BY REPRESENTATIVES LAMBERT, ALEXANDER, ARNOLD, BADON, BAUDOIN, BAYLOR, BRUCE, BURNS, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DARTIEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, HEBERT, HILL, HOPKINS, HUNTER, HUTTER, JEFFERSON, KATZ, KENNEY, LABRUZZO, LANCASTER, MCDONALD, MCVEA, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WOOTON AND SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 768—

BY REPRESENTATIVES STRAIN, PINAC, BADON, BARROW, FANNIN, GREENE, HONEY, KENNEY, AND T. POWELL
AN ACT

To amend and reenact Section 2 of the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature and to enact R.S. 17:170.1(F), relative to immunizations; to provide relative to the implementation of the provisions of R.S. 17:170.1 relative to providing documentation of certain immunizations as enacted by the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature; and to provide for related matters.

HOUSE BILL NO. 782—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:1448(S), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the

sheriff's office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

HOUSE BILL NO. 877—

BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

HOUSE BILL NO. 979—

BY REPRESENTATIVE E. GUILLORY
AN ACT

To amend and reenact R.S. 49:220.5(C)(3), relative to the Louisiana Recovery Authority; to provide for the use of minority-owned businesses in certain recovery-related activities; and to provide for related matters.

HOUSE BILL NO. 1096—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 13:782(I)(4)(d), relative to clerks of courts; to provide that any clerk of court in office for fifty or more years shall be deemed certified under the certification requirements; to provide that such clerk shall not be required to personally attend renewal certification courses; to provide that such clerk shall designate an employee of his office to attend certification courses on his behalf; and to provide for related matters.

HOUSE BILL NO. 1260—

BY REPRESENTATIVES M. POWELL AND SCALISE
AN ACT

To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1274—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 1:55(E)(1)(b) and to enact R.S. 1:55(E)(5), relative to holidays for the clerk of court's office of a district court, parish court, and city court and holidays of all the courts; to authorize a clerk of court to close his office when an emergency has been declared by either the governor or the local governing authority; to provide clarification for the holidays of courts generally; and to provide for related matters.

HOUSE BILL NO. 1275—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 15:85(3)(d), relative to bond forfeitures; to require a defendant to reimburse the clerk of court for postage and expenses associated with mailing out required notices; and to provide for related matters.

HOUSE BILL NO. 1364— (Substitute for House Bill No. 50 by Representative Thompson)

BY REPRESENTATIVES THOMPSON AND KENNEY AND SENATORS ELLINGTON, MARIONNEAUX, AND SHEPHERD
AN ACT

To amend and reenact R.S. 14:103(B) and to enact R.S. 14:103(A)(7) and (8), relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace relative to funerals; to provide for additional penalties; and to provide for related matters.

HOUSE BILL NO. 406—

BY REPRESENTATIVE DANIEL
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the

Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 714—

BY REPRESENTATIVES GALLOT, FANNIN, BALDONE, CURTIS, HILL, KENNEY, MONTGOMERY, ODINET, JANE SMITH, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, R. CARTER, CAZAYOUX, CHANDLER, DAMICO, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, ERDEY, FARRAR, FAUCHEUX, GLOVER, GRAY, GREENE, M. GUILLORY, HARRIS, HEBERT, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, LAFONTA, LANCASTER, MARCHAND, MCDONALD, MORRELL, MORRISH, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SMILEY, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALSWORTH, WHITE, AND WOOTON AND SENATORS ADLEY, DUPLESSIS, DUPRE, N. GAUTREAUX, KOSTELKA, MALONE, MICHOT, MOUNT, MURRAY, AND NEVERS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Adjournment

Senator Bajoie moved that the Senate adjourn until Sunday, June 18, 2006, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 5:00 o'clock P.M. on Sunday, June 18, 2006.

GLENN A. KOEPP
Secretary of the Senate
GAYE F. HAMILTON
Journal Clerk

